



Crl.O.P.No.25380 of 2022

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A.D.JAGADISH CHANDIRA, J.

The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 294(b), 448, 427, 323, 324 and 506(2) of IPC in Crime No.156 of 2021, seek anticipatory bail.

2. The case of the prosecution is that on account of the daughter of the 1st petitioner committed suicide in her matrimonial home, the petitioners along with their relatives went to the defacto complainant's house and started a quarrel. During the quarrel, they assaulted each other. Hence, the case.

3. The learned counsel for the petitioners would submit that the daughter of the 1st petitioner was married to the defacto complainant. Due to harassment caused by him, the daughter of the 1st petitioner had committed suicide. When the same was questioned there arose a quarrel and the defacto complainant had falsely lodged a complaint against the petitioners. He would further submit that it is a case and case in counter.



Hence, he prays for grant of anticipatory bail to the petitioners.

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4. The learned Government Advocate (Crl. Side) would submit that the daughter of the 1st petitioner committed suicide in her matrimonial home. Thereafter, the petitioners along with their relatives went to the defacto complainant's house and started a quarrel. During the quarrel, they assaulted each other. He would further that a counter case has also been registered in the year 2021. However, he opposed for grant of anticipatory bail to the petitioners.

5. Taking into consideration the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned Judicial Magistrate No.2, Sankagiri** on condition that the petitioners shall execute separate bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties each for a like sum to the



satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioners and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioners shall report before the respondent Police daily at 10.30 a.m., for a period of 1 week and thereafter as and when required for interrogation.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**.



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[f] If the accused thereafter absconds, a fresh FIR
can be registered under Section 229A IPC.

19.10.2022

mka/vkr

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