



Crl.O.P.No.30589 of 2022

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T.V.THAMILSELVI,J.

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 498(A), 406 and 494 of IPC in Crime No.72 of 2022, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant has married one Muthuraja/A1 on 21.01.2018. During the marriage, the defacto complainant's family has given dowry worth about Rs.2,00,000/- and the defacto complainant's family incurred expense for a sum of Rs.4,00,000/- for conducting their marriage. However, thereafter, the said Muthuraja's family members had harassed the defacto complainant for further dowry and even, they performed the marriage of Muthuraja with another women. Hence, the complaint.

3. The learned counsel for the petitioners would submit that the petitioners are innocent persons and they are the distant relatives of Muthuraja/A1. He would further submit that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court and 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 defacto complainant has married one Muthuraja/A1 on 21.01.2018. During the marriage, the defacto complainant's family has given dowry worth about Rs.2,00,000/- and the defacto complainant's family incurred expense for a sum of Rs.4,00,000/- for conducting their marriage. However, thereafter, the said Muthuraja's family members had harassed the defacto complainant for further dowry and even, they performed the marriage of Muthuraja with another women. Hence, 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 Additional Mahila Court, Coimbatore**, on condition that each of the petitioners shall execute separate bond for a sum of **Rs.10,000/- (Rupees**



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Ten 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 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.

16.12.2022

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