



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 17.03.2022

PRESENT

The Hon'ble Mrs.Justice R.THARANI
CRL OP(MD) . No.1750 of 2022

WEB COPY

Ashok @ gnanaraj

... Petitioner/Accused No.1

Vs.

The State represented by
The Inspector of Police,
All Women Police Station,
Thirupparankundram,
Madurai.
(Crime No.34 of 2021).

... Respondent/Complainant

For Petitioners : Mr.S.Vikaram
Advocate.

For Respondent : Mr.R.Suresh Kumar
Government Advocate

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For Anticipatory Bail Crime No.34 of 2021 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused No.1, apprehending arrest at the hands of the respondent police for the offences punishable under Sections 498(A) of I.P.C., in Crime No.34 of 2021 on the file of the respondent police, seeks anticipatory bail.

2.The case against the petitioner is that the petitioner and the defacto complainant belonged to different community and there is some family dispute between them. The petitioner is the husband of the defacto complainant.

3.On the side of the petitioner, it is stated that there is some family dispute. Already a similar complaint was filed by the defacto complainant before the All Women Police Station, Sankarankoil and the matter was compromised at that stage. Again, the defacto complainant has filed this complaint. The couple has a girl baby. The petitioner is ready for compromise and prayed the petitioner to be released on anticipatory bail.

4.On the side of the respondent, it is stated that the petitioner/ Al is the husband and he married the defacto complainant. Though it is a love marriage, there was a demand of dowry and that the petitioner attacked the defacto complainant and he prayed the petition to be dismissed.



5.Considering the submissions made by both the parties, this Court is inclined to refer the matter to the Mediation Centre for settlement. The mediation efforts failed, since the respondent was absent.

6.Considering the submissions made by both parties and considering the facts and circumstances of this case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his appearance, before the learned Additional Mahila Court, at Magisterial level, Madurai district, and on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioner shall appear before the respondent police daily at 10.30 am for a period of one month and thereafter, as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 of Cr.P.C., scrupulously.

8.The petitioner shall appear before the concerned Magistrate within a period of fifteen days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
17/03/2022

/ TRUE COPY /

/ /2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1 THE JUDGE,
ADDITIONAL MAHILA COURT AT MAGISTERIAL LEVEL,
MADURAI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.

3 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
THIRUPPARANKUNDRAM,



4 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

WEB COPY

ORDER
IN
CRL OP(MD) No.1750 of 2022
Date :17/03/2022

SS/PN/SAR:IV/24.03.2022 : 3P/5C