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CRL OP(MD). A



22

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

Date : 30/06/2022

PRESENT

The Hon`ble Mr.Justice G.ILANGOVAN

CRL OP(MD). No.11646 of 2022

Shiyamala @ Shyamala

... Petitioner/Sole Accused

Vs

The State rep.by,
The Inspector of Police,
Eraniel Police Station,
Kanyakumari District.
Crime No.286/2022.

... Respondent/Complainant

For Petitioner : MR.B.Micheal Sebastin,
Advocate.

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

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

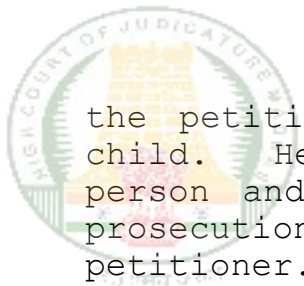
PRAYER :-For Anticipatory Bail in Crime No.286 of 2022 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehend arrest at the hands of the respondent police for the offences punishable under Section 379 of IPC, in Crime No.286 of 2022, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that on 05.05.2022 at about 11.00 a.m, the grand-daughter of the defacto complainant was playing in front of the defacto complainant's house. At that time, the petitioner said to have stolen two sovereign chain from the grand-daughter's neck worth about Rs.60,000/-. Hence, the present complaint.

3.The learned counsel appearing for the petitioner submitted that the petitioner is only neighbour and the petitioner's husband is earning more from abroad so there is no need for the petitioner to produce that chain. Therefore, the locket was lying in front of



the petitioner's street and the same was handed over by her child. He further submitted that the petitioner is an innocent person and she has not committed any offence as alleged by the prosecution. Hence, he prayed for grant of anticipatory bail to the petitioner.

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4.The learned Government Advocate(Crl.Side) appearing for the respondent police submit that only locket has been recovered.

5.Considering the nature of allegations and the property has not been recovered, this criminal original petition is dismissed.

sd/-

30/06/2022

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/07/2022

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

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 INSPECTOR OF POLICE
ERANIEL POLICE STATION, KANYAKUMARI DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.11646 of 2022

Date :30/06/2022

VSG

MK/VR/SAR.I/11.07.2022/2P/3C