



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12/10/2022

WEB COPY

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.13991 of 2022

Mathuprakash

... Petitioner/Accused No.1

Vs

1. State Rep.by

The Inspector of Police,
All Women Police Station (A.W.P.S)
Kovilpatti,
Thoothukudi District.
Crime No. 11 of 2022.

... Respondent/Complainant

2. Indira

...2nd Respondent

(*R2 suomotu impleaded as per order of
the court dated 11/08/2022 in Cr1 OP(MD)
No. 13991 /2022 by GIJ)

For Petitioner : Mr.R. Karunanidhi,Advocate

For 1st Respondent : Mrs.M.Aasha
Government Advocate (Crl.Side)

For 2nd Respondent : No appearance

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

PRAYER :-

For Anticipatory Bail in Crime No.11 of 2022 on the file of
the respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused, apprehending arrest at the hands of the
respondent police for the alleged offence punishable under Sections
406, 498(A), 506(i) I.P.C and Section (4) of Dowry Prohibition Act,
in Crime No.11 of 2022, on the file of the respondent police, seeks
anticipatory bail.

2. The case of the prosecution is that the first
accused/petitioner married the defacto complainant on 27.11.2020 and



after marriage, they lived jointly with the other accused 3. The accused persons demanded dowry, abused her in filthy language and also threatened her with dire consequences. Hence, the complaint.

3. On the side of the petitioner, it is stated that the petitioner is innocent and he had not committed any such offence, as alleged by the prosecution. He is no way connected with the offence. Even prior to the occurrence, on 04.01.2022, A2 lodged a complaint against the defacto complainant and as a result, this false case was foisted against him. The co-accused were already enlarged on bail. Hence, prays to release him on anticipatory bail.

4. On the side of prosecution, it is stated that the first accused is the husband of the defacto complainant and the other accused are her in-laws. There is illicit relationship between A1 and A2, who is the sister-in-law of A1. The accused persons used to demand more dowry and harassed the defacto complainant. Investigation is not yet completed and hence, prayed to dismiss the petition.

5. Considering the facts and circumstances of the case, serious allegations levelled against the first accused/petitioner and nature of the offence and also considering the strong objection raised by the prosecution, this Court is not inclined to grant anticipatory bail to him.

6. Accordingly, this Criminal Original Petition stands dismissed.

sd/-
12/10/2022

/ TRUE COPY /

/10/2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION (A.W.P.S)
KOVILPATTI, THOOTHUKUDI DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.13991 of 2022
Date :12/10/2022

pnm

<https://www.crb.gov.in/> 2/17.10.2022/2P/3C