



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 12/01/2022
PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.17238 of 2021

1. Ramamoorthy
2. Manickam
3. Shanmugam
4. Ramalakshmi
5. Saraswathi

... Petitioners1 to 5/Accused 1 to 5

Vs

The State rep.by
The Inspector of Police,
All Women Police Station,
Dindigul District.
(Crime No.25 of 2021).

... Respondent/Complainant

For Petitioners : M/s.MUTHARASU.G,
Advocate.

For Respondent : Mr.M.VAIKKAM KARUNANITHI,
Government Advocate (Crl.Side)

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

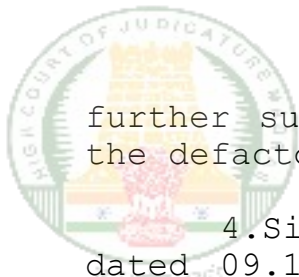
PRAYER :- For Anticipatory Bail in Crime No. 25 of 2021 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 498(a), 506(i) of IPC, in Crime No.25 of 2021 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the marriage was solemnized between the first petitioner and the defacto complainant on 29.05.2013. After the marriage, the first petitioner never turned up for co-habitation from the day one of the marriage. Due to which, a dispute arose between the first petitioner and the defacto complainant and she left her matrimonial home and the first petitioner at the instigation of the other accused had harassed the defacto complainant. Hence, the complaint.

3.The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case and only with a view to harass the petitioners, the defacto complainant lodged a false complaint. He



further submitted that the first petitioner is ready to live with the defacto complainant.

4. Since it is a matrimonial dispute, this Court, by order dated 09.11.2021, referred the matter to the Mediation Centre to conduct enquiry and file a report.

5. Heard, the learned Government Advocate (Crl.Side) appearing for the respondent police.

6. Today, when the matter is taken up for hearing, the learned counsel for the petitioner submitted that a compromise has been reached between the parties.

7. Considering the facts and circumstances of the case, the nature of allegations levelled against the petitioners and since the compromise reached between the parties, this Court is inclined to grant anticipatory bail to the petitioners.

8. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or their appearance, before the Additional Mahila Court, Dindigul, Dindigul District, and on their executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each, 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 on every Saturday at 10.30 am until further orders. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

9. The petitioners 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/-
12/01/2022

/ TRUE COPY /

/ /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 ADDITIONAL MAHILA JUDGE,
DINDIGUL, DINDIGUL DISTRICT.



2 THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
DINDIGUL DISTRICT.

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

+1. CC to M/S.MUTHARASU.G Advocate SR.No.328

ORDER

IN

CRL OP(MD) No.17238 of 2021

Date :12/01/2022

SA/VR/SAR.2/03.02.2022/3P/5C