



Crl.O.P.No. 1950 of 2023

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T.V.THAMILSELVI, J.

The petitioner, who was arrested and remanded to judicial custody on 11.12.2022 for the alleged offence under Sections 498(A) of I.P.C. and Sec.4 of Dowry Prohibition Act @ 174 (3) of Cr.P.C. @ 498(A), 306, 304 (B) of I.P.C. in Crime No.361 of 2022 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the defacto complainant's daughter married the petitioner herein and after solemnisation of marriage, during initial period itself, there was dowry harassment said to have made by the petitioner and his family, due to which, she went to her parents house and thereafter, she committed suicide in her parents home and after treatment, she died. Hence, the complaint.

3. The learned counsel for the petitioner submitted that this is the second petition seeking for bail. He would further submit that after convening of marriage only, the petitioner's family came to know that victim was compelled to marry the petitioner and in view of the same,



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consummation is also not happened between them. Meanwhile, as she is not interested to live with the petitioner, the same was informed to her parents, wherein the defacto complainant took his daughter to his home and thereafter only, she committed suicide in her parents home, and in fact, some facts about past of her daughter were suppressed by the defacto complainant. Hence, he is no connected with the offence. He would submit that there is no specific overtact attributed against the petitioner and he is an innocent person and he has not at all committed any offence as alleged by the respondent police. He would submit that he is no way connected with the occurrence and he will abide by any condition that may be imposed by this court. He would further submit that the investigation is almost completed and that the petitioner has been suffering incarceration from 11.12.2022. Hence, he prayed to grant bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that totally there are 4 accused involved in this case. He would submit that the marriage between the petitioner and daughter of defacto complainant was convened and within a month, she committed suicide. He would submit that RDO enquiry is not yet



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completed. He would submit that if he is released on bail, he would tamper the witnesses and hamper the investigation and the investigation is at preliminary stage. Hence, he vehemently opposed to grant bail to the petitioner.

5. Considering the facts and circumstances of the case and the submissions made by both counsel and also considering gravity of offence committed by the petitioner, after solemnisation of marriage between them, due to dowry harassment within a month, she committed suicide and the fact that RDO enquiry is still pending and also the fact that if he is released on bail, there is possibility of tampering the witnesses and hampering the investigation and there is no change of circumstances, this Court is not inclined to grant bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed. However, as the RDO enquiry is still pending, both parties are directed to cooperate for the investigation.

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