



WEB COPY



Crl.O.P.No.2219 of 2023

Crl.O.P.No.2219 of 2023

T.V.THAMILSELVI, J.

The petitioner who apprehends arrest at the hands of the respondent Police for the offences punishable under Section 294(b), 448, 506(ii) of IPC read with Section 4 of Tamil Nadu Woman Harassment Act in Crime No.12 of 2023, seeks anticipatory bail.

2. The case of prosecution is that the petitioner abused the defacto complainant in filthy language and threatened with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioner submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further submits that it a case and case in counter in Crime No.11 of 2023 for the offence under Section 294(b), 323, 324, & 506(ii) of IPC against the defacto complaint. Hence, he prays for grant of anticipatory bail to the petitioner.



CrI.O.P.No.2219 of 2023

WEB COPY

4. The learned Government Advocate (CrI.Side) submits that the petitioner abused the defacto complainant in filthy language and threatened with dire consequences. Hence, he opposed for grant of anticipatory bail to the petitioner.

5.Considering the facts and circumstances of the case and the investigation is almost completed, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned **Judicial Magistrate, Sholinghur** on condition that the petitioner shall execute 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:



WEB COPY



CrI.O.P.No.2219 of 2023

[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner is directed to report before the respondent police as and when required for interrogation;

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];**

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

02.02.2023

jai



WEB COPY



Crl.O.P.No.2219 of 2023

T.V.THAMILSELVI, J.

jai

Crl.O.P.No.2219 of 2023

02.02.2023