



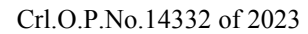
Crl.O.P.No.14332 of 2023

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A.D.JAGADISH CHANDIRA, J.

The petitioner who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 498(a), 294(b), 506(i), 420 read with 34 IPC in Crime No.11 of 2023, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant and the petitioner are husband and wife and out the wedlock they have got a girl child. The allegation against the petitioner is that the petitioner deserted the defacto complainant stating that unless she goes to job, he would not live with her. Since, the defacto complainant was pregnant, she could not go for job and that the defacto complainant was staying with her parents. During such time, the petitioner vacated the house where the defacto complainant and the petitioner were living and taken away her jewels and other Seethana articles. Subsequently, the defacto complainant gave birth to a female child after which, the petitioner strangely refused to live with the defacto complainant as she has given birth to female child. Hence, the case.



5. Heard the learned counsel for the petitioner and the learned Government Advocate (CrI. Side) and perused the materials available on record including the FIR.



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6.Taking note of the facts and circumstances of the case and the submissions made by the learned counsel on either side, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before **the learned Metropolitan Magistrate-V, Egmore, Chennai**, 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:

[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.



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[b] the petitioner shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks and thereafter, 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner 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.

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