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Crl.O.P.No.22424 of 2023

C.V.KARTHIKEYAN, J.

The petitioner seeks anticipatory bail in Crime No.403 of 2023 registered originally for the offence under Section 174(3) Cr.P.C., and subsequently, altered to Section 306 of IPC for an incident, which occurred on 24.07.2023.

2. The petitioner is the mother-in-law of an unfortunate lady, who committed suicide. The deceased, had also suffered abortion of pregnancy. There were misunderstanding between her and her husband.

3. On the side of the respondent, it is stated that the suicide note had been produced wherein, she had very specifically stated about the petitioner had abused her in all these issues.

4. The learned counsel for the petitioner stated that other accused had been arrested and subsequently, had been released on bail. The order being granting bail for the 1st accused/husband in Crl.M.P.No. 2179 of 2023 had been produced and it is seen that bail had been granted on 03.10.2023.



5. A perusal of the order shows that there is no reference to the suicide note, which had been written down by the deceased. The only fact to be noted is that the statements of witnesses have been recorded before the Judicial Magistrate. That would not be a ground for releasing the petitioner on bail.

6. An explanation is sought from the Principal Sessions Judge, Tiruppur, to list out the circumstances under which bail was granted in Crl.M.P.No.2179 of 2023 in Crime No.403 of 2023 registered by the Inspector of Police, Avinashi Police Station, Tiruppur, for A1/Shankar, by order dated 03.10.2023.

7. Taking all these factors into consideration, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, this criminal original petition stands dismissed. However, the Registry may call for necessary explanation and circulated the same to this Court.

06.10.2023

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Note: Registry may mark a copy to the Principal Sessions Judge, Tiruppur, and call for necessary explanation.



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