



CrI.O.P.No.25866 of 2023

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C.V.KARTHIKEYAN, J.

The petitioners seek anticipatory bail in Crime No.427 of 2023, registered under Sections 147, 294(b), 323, 324 and 506(ii) IPC r/w Section 4 of Tamil Nadu Prohibition Harassment of Women Act, 2002, with respect to an occurrence which took place on 30.10.2023.

2.Heard the learned counsel for the petitioners and the learned Government Advocate (CrI.Side) appearing for the respondent.

3.All the petitioners and the de facto complainant are relatives but in a quite complicated manner. Let me not try to explain the nature of relationship. However, it is stated that a legal heirship certificate was created leaving out some of the legal heirs. Subsequently that has been cancelled but that led to a quarrel which led to lodging of a complaint and registration of FIR. Taking all these factors into consideration, anticipatory bail is granted.

4.Taking into consideration the fact and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners herein with certain conditions.



CrI.O.P.No.25866 of 2023

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned Judicial Magistrate Court, Palacode**, on condition that each of the petitioner shall execute a separate 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 petitioners 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] **1st petitioner** is directed to appear before the respondent police **everyday at 10.30 am., for a period of two weeks** and **2nd, 3rd and 4th petitioners** to appear before the **respondent police once a week at 10.30 am.**, for a period of two weeks.

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

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



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Crl.O.P.No.25866 of 2023

[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.

10.11.2023

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