



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 08/03/2023

WEB COPY

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) . No.1540 of 2023

1. M.Manojkumar
 2. M.Murugesan
 3. M.Govindammal
 4. Marisamy
 5. Kavipriya
- ... Petitioners/Accused No.1 to 5

Vs

The State represented by
The Inspector of Police,
All Women Police Station, Tallakulam,
Madurai City.

Crime No.18 of 2021.. ... Respondent/Complainant

Joanna ... Petitioner/Intervenor
in CRL MP(MD) No.1717 of 2023

For Petitioners : M/s.A.MATHAN,
Advocate.
For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)
For Intervenor : Mr.S.A.AJMAL KHAN

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For Anticipatory Bail in Crime No.18 of 2021 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

The petitioner/accused who apprehends arrest at the hands of
the respondent police for the offences punishable under sections
417, 376 and 34 of I.P.C., in Crime No. 18 of 2021 on the file of
the respondent police, seeks anticipatory bail.



2. It is seen that pending anticipatory bail the matter has been referred to mediation and in the mediation the matter has been settled between the parties. In view of the settlement arrived at between the parties, this court is inclined to grant anticipatory bail to the petitioners, with certain conditions:

3. 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 Additional Mahila Court (Judicial Magistrate) Court, Madurai on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each 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] the petitioners shall report before the respondent Police as and when required for interrogation.

[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.

[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.

sd/-

08/03/2023

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/03/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

<https://www.mhc.tn.gov.in/judis>

THE ADDITIONAL MAHILA JUDGE,
(JUDICIAL MAGISTRATE), MADURAI.



2 DO THOROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI

3 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION, TALLAKULAM,
MADURAI CITY.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to Mr.A.MATHAN, Advocate SR.No.3634

ORDER

IN

CRL OP (MD) No.1540 of 2023

Date :08/03/2023

SS/SAR II/15/03/2023/3P/6C