



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

Date : 12/04/2023

PRESENT

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

CRL OP(MD). No.6748 of 2023

WEB COPY

Vinothini

... Petitioner/Accused No.1

Vs

State Rep.by
The Inspector of Police,
Kottar Police Station,
Kanyakumari District.
(Crime No.371/2022).

... Respondent/Complainant

For Petitioners : Mr.J.Karthick, Advocate.
For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.371/2022 on the file of the Respondent police

ORDER : The Court made the following order :-

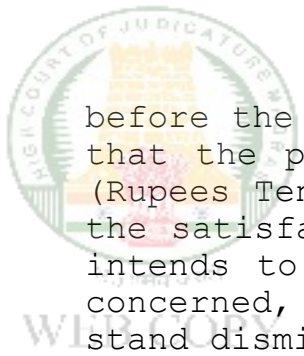
The petitioner/A1, who apprehends arrest at the hands of the respondent police for the offence punishable under Sections 448, 342, 384, 294(b) and 506(ii) IPC., in Crime No.371 of 2022, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that due to property dispute between the parties, on 21.08.2022, the petitioner along with other accused threatened the de-facto complainant and also abused him in filthy language. Hence, the complaint.

3. Heard both side and perused the materials available on record including the First Information Report.

4. Taking into consideration of the fact that this is the second application for anticipatory bail and earlier the petitioner was granted anticipatory bail and since he is unable to execute sureties, he has filed the present petition, hence this court is inclined to grant anticipatory bail to the petitioner with certain conditions:

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of 15 days from the date on which the order copy made ready,



before the learned Judicial Magistrate No.II, Nagercoil on , on 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.

[b] the petitioner shall report before the respondent police Station daily at 10.30 am., until further orders.

[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.

sd/-

12/04/2023

/ TRUE COPY /

/04/2023

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

AAV

TO

1 THE JUDICIAL MAGISTRATE NO.II, NAGERCOIL.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, KANYAKUMARI DISTRICT.

3 THE INSPECTOR OF POLICE, KOTTAR POLICE STATION,
KANYAKUMARI DISTRICT.



CRL OP(MD).



23

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

WEB COPY

+1 CC to M/s.R.J.KARTHICK, Advocate (SR-5807[I] dated 13/04/2023)

ORDER

IN

CRL OP(MD) No.6748 of 2023

Date :12/04/2023

RS/SSS/SAR-4(18.04.2023) 3P 6C