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

Date : 17/08/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.14943 of 2023

1.Devendran

2.Selvam @ Panneerselvam

... Petitioner/ Accused Nos.1 and 3

Vs

The State, represented by
The Inspector of Police,
Aranthangi Police Station,
Pudukkottai District.
(Crime No.409 of 2023).

... Respondent/Complainant

For Petitioner : Mr.P.Manikandan,
Advocate.

For Respondent : Mr.R.Suresh Kumar,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.409 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ Accused Nos.1 and 3, apprehending arrest at the hands of the respondent Police for the alleged offence punishable under Sections 147, 294(b), 342, 427, 448 and 506(ii) of I.P.C, in Crime No.409 of 2023 on the file of the respondent



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2. The case of the prosecution is that the defacto complainant got married with the this 1st petitioner. Due to the dispute between the husband and wife, the defacto complainant has given a complaint before the respondent Police and the same was compromised between the parties. On 28.07.2023 at about 7.00 p.m., when the defacto complainant was in her house along with her mother and sister, her husband along with his brother and 3rd petitioner came there, picked up quarrel, broke open the lock of the house, which was put up by the defacto complainant and put a new lock for the door by detaining the defacto complainant and others, she was criminally intimidated and assaulted by her husband and her family members were abused. On that ground, she informed the Police to broke open the lock and rescue them. After that, the respondent Police went to the place of occurrence and noted two vehicles were damaged by the accused worth about Rs.4,000/- On the basis of the above said, the case has been registered against three persons.

3. The learned counsel for the petitioners would submit that the 1st petitioner is the husband of the defacto complainant. Further, on the date of alleged occurrence, the defacto complainant came to the brother of petitioner's house and entered into quarrel with them.

4. The learned Government Advocate (Crl. Side) for the respondent Police



submitted that the defacto complainant and her husband/1st petitioner were living in the house of the petitioner's brother.

5. Considering the fact that it is the issue between the husband and wife, there is no injured, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, before the learned Judicial Magistrate, Aranthangi, 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 learned Magistrate concerned and the petitioner shall appear before the respondent Police daily at 10.30 a.m. until further orders. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
17/08/2023

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/08/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



WTO COPY

- 1 THE JUDICIAL MAGISTRATE
ARANTHANGI.
 - 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
PUDUKKOTTAI DISTRICT.
 - 3 THE INSPECTOR OF POLICE
ARANTHANGI POLICE STATION, PUDUKOTTAI DISTRICT
 - 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.
- +1 CC to M/s.P.PADAITHALAIVAN, Advocate (SR-12351[I] dated 17/08/2023)

ORDER
IN
CRL OP(MD) No.14943 of 2023
Date :17/08/2023

SS/VR/29/08/2023/4P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023