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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.15011 of 2023

1.Peter

2.A.Sheela Sahaya Rani

... Petitioners/ Accused Nos.1 and 2

Vs

The State, represented by
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
Crime No.221 of 2023.

... Respondent/Complainant

For Petitioner : Mr.K.Rajeshwaran,
Advocate.

For Respondent : Mr.S.Manikandan,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.221/2023 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners/ Accused No.1 and 2, apprehending arrest at the hands of the

respondent police for the alleged offence punishable under Sections 294(b), 324 of



I.P.C. And Section 4 of Prevention of Women Harassment Act, in Crime No.221 of 2023 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 10.08.2023, the defacto complainant lodged a complaint stating that the petitioners herein prevented the defacto complainant and his family members from entering into his house and he was abused and attacked by the petitioners. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they are no way connected in this case. Further he would submit that, already the defacto complainant trespassed into the petitioner's house and the defacto complainant threatened and attacked the second petitioners. So, the petitioners gave a complaint in crime No.213 of 2023 against the defacto complainant.

4. The learned Government Advocate (Crl. Side) for the respondent Police submitted that it is a case and counter case and injured has been discharged from the hospital. The counter case has been registered in Crime No.213 of 2023 before the respondent Police Station.

5. Considering the facts and circumstance of this case and also considering that it is a case and counter case and is the issue between the close relatives over the matrimonial issue between the defacto complainant and her husband, this Court is inclined to grant anticipatory bail to the petitioners.



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

7. The petitioners 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.

INDU

TO

1 THE JUDICIAL MAGISTRATE,
KARAIKUDI, SIVAGANGAI.



2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.

3 THE INSPECTOR OF POLICE
KARAIKUDI NORTH POLICE STATION
SIVAGANGAI DISTRICT.

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

+1 CC to M/s.K.RAJESHWARAN, Advocate (SR-12417[I] dated 17/08/2023)

ORDER

IN

CRL OP(MD) No.15011 of 2023

Date :17/08/2023

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

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