



CRL OP(MD). No.15013 of 2023

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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.15013 of 2023

1.Bowthraja

2.Adhilakshmi

... Petitioners / Accused Nos.1 and 2

Vs

The State, rep by
The Inspector of Police,
Vadipatti Police Station,
Madurai District.
(Crime No.265 of 2023.)

... Respondent / Complainant

For Petitioner : Mr.Sundar.R, 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.265/2023 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), 323, 448,



CRL OP(MD). No.15013 of 2023

506(ii) I.P.C., in Crime No.265 of 2023 on the file of the respondent police, seek anticipatory bail.

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2. The case of the prosecution is that on 28.07.2023 the defacto complainant lodged a complaint stating that there was some wordy quarrel between the petitioners and the defacto complainant, over which, the petitioners abused the defacto complainant in filthy language, tried to assault him and also threatened him with dire consequences. 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, the petitioners are the brother-in-law and mother-in-law of the defacto complainant. Due to previous enmity, the defacto complainant foisted a false complaint against the petitioner.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that it is a case and counter case. The counter case has been registered in Crime No.266 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, this Court is inclined to grant anticipatory bail to the petitioners.

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,



CRL OP(MD). No.15013 of 2023

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before the learned Judicial Magistrate, Vadipatti, 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, Vadipatti.
- 2.Do through the Chief Judicial Magistrate,
Madurai District.
- 3.The Inspector of Police,
Vadipatti Police Station,
Madurai District.

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



CRL OP(MD). No.15013 of 2023

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.R.SUNDAR, Advocate (SR-12514[I] dated 21/08/2023)

ORDER
IN
CRL OP(MD) No.15013 of 2023
Date :17/08/2023

ED/VR/SAR- (29/08/2023) 4P / 6C

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