



CRL.O.P.(MD).No.17682 of 2023

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

Date: 05.10.2023

PRESENT

The Hon`ble MR JUSTICE V.SIVAGNANAM

CRL.O.P.(MD).No.17682 of 2023

1.Arumugam

2.Pathma @ Padma

3.Pavithra @ Sabithra

... Petitioners/ Accused Nos.2 to 4

Vs

The State represented by

The Inspector of Police,

Mudhukulathur Police Station,

Mudhukulathur,

Ramanathapuram District.

... Respondent/Complainant

For Petitioners : Mr.B.Arun, Advocate

For Respondent : M/s.M.Aasha

Government Advocate (Crl.side)

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

PRAYER :-

For Anticipatory Bail in Crime No.154 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ A2 to A4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 498(A) and 506(i) of IPC r/w Sections 4 and 6 of the Dowry Prohibition Act in Crime No.154 of 2023, seek anticipatory bail.



CRL.O.P.(MD).No.17682 of 2023

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2.The case of the prosecution is that due to matrimonial dispute, the accused persons have harassed the de-facto complainant by demanding more dowry and abused her in filthy language and also attacked and criminally intimidated her. Hence, the case.

3.Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Crl.side) appearing for the respondent police.

4.Considering the facts and circumstances of the case, this court is inclined to grant anticipatory bail to the petitioners with certain conditions:

5.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 learned Judicial Magistrate, Mudhukulathur, Ramanathapuram District, 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 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.



CRL.O.P.(MD).No.17682 of 2023

[b] the petitioners shall appear before the Trial Court on issuance of summons.

[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/-
05/10/2023

/ TRUE COPY /

/10/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

CMR
TO

1 THE JUDICIAL MAGISTRATE
MUDHUKULATHUR, RAMANATHAPURAM DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM.



CRL.O.P.(MD).No.17682 of 2023

3 THE INSPECTOR OF POLICE
MUDHUKULATHUR POLICE STATION,
MUDHUKULATHUR,
RAMANATHAPURAM DISTRICT.

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

+1 CC to M/s.B.ARUN, Advocate (SR-14743[I] dated 06/10/2023)

ORDER
IN

CRL OP(MD) No.17682 of 2023

Date :05/10/2023

SS/VRS/10/10/2023/4P/6C

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