



CRL OP(MD)No.17685 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 OP(MD)No.17685 of 2023

S.Indhira Kumar

... Petitioner/ Accused

Vs

1. State Rep.by
The Inspector of Police,
All Women Police Station,
Tirunelveli Rural,
Tirunelveli District.
(Crime No.10/2022)

... 1st Respondent/Complainant

2.R.Sathiya

... 2nd Respondent/Defacto Complainant

For Petitioner : Mr.Aayiram K.Selvakumar, Advocate
For R1 : 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.10 of 2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 498(A), 452, 294(b) and 506(2) IPC and Section 4 of TNPHW Act in Crime No.10_of 2022 on the file of the respondent police, seeks anticipatory bail.



CRL OP(MD)No.17685 of 2023

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2.The case of the prosecution is that the petitioner and other accused persons have harassed the de-facto complainant by demanding dowry and abused and attacked her with dire consequences. Hence, the case.

3.Heard the learned counsel appearing for the petitioner 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 petitioner with certain conditions:

5.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate-IV, Tirunelveli District, 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 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 appear before the Trial Court on issuance of summons.



CRL OP(MD)No.17685 of 2023

WEB COPY
[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/-
05/10/2023

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/10/2023

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

cmr
TO

1 THE JUDICIAL MAGISTRATE NO.IV, TIRUNELVELI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE, ALL WOMEN POLICE STATION
TIRUNELVELI RURAL, TIRUNELVELI DISTRICT.



CRL OP(MD)No.17685 of 2023

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

ORDER
IN
CRL OP(MD) No.17685 of 2023
Date :05/10/2023

RS/DD/SAR-(10.10.2023) 4P 5C
Madurai Bench of Madras High Court is issuing
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