



CRL OP(MD). No.23374 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22/12/2023

PRESENT

The Hon`ble Mr.Justice V. SIVAGNANAM

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1. K.Kumaresh,
2. K.Kothainayagi,
3. K.Manjula,
4. Murali Babu,
5. K.Sambath Kumar,
6. Shanthi
7. A.Kanickairaj,

... Petitioners/ Accused Rank Not Known

Vs

The Inspector of Police,
All Women Police Station,
Othakadai,
Madurai District,
Crime No.not known of 2023.

... Respondent/Complainant

For Petitioners :Mr.T.Thirumurugan,
Advocate.

For Respondent : M/s.M.Aasha,
Government Advocate (Criminal Side)

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



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PRAYER :-
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For Anticipatory Bail in Crime No. of 2023 on the file of the respondent police

ORDER : The Court made the following order :-

The petitioners/accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 498(A) and 406 of IPC in Crime No.not known of 2023 on the file of the respondent police, seek anticipatory bail.

2.The learned counsel appearing for the petitioners would submit that the petitioners are innocent and a false complaint has been given against them, hence he seeks anticipatory to the petitioners.

3.The learned Government Advocate(Crl.Side) appearing for the respondent would submit that on receiving complaint from the complainant petition enquiry is pending.

4. Considering the allegations in the petition and no case has been registered as against the petitioners as on date and also considering the allegations as against the petitioners this Court is inclined to grant anticipatory bail to the petitioners.



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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, Melur, Madurai on condition that the petitioners shall execute **own** bonds for a sum of Rs.10,000/- (Rupees Ten Thousand only) 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 shall affix his photograph and Left Thumb Impression in the bond and the Magistrate may obtain a copy of his Aadhar card or Bank Pass Book to ensure his identity.

[b] the petitioners shall appear before the respondent police and co operate with the investigation.

[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



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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/-
22/12/2023

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/01/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

AAV

TO

1. The Judicial Magistrate, Melur, Madurai.
2. -do-Through The Chief Judicial Magistrate, Madurai.
3. The Inspector of Police,
All Women Police Station,
Othakadai, Madurai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.T.THIRUMURUGAN, Advocate (SR-18267[I] dated 22/12/2023)
<https://www.mhc.tn.gov.in/judis>



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ORDER
IN
CRL OP(MD) No.23374 of 2023
Date :22/12/2023

RD(29/12/2023) 5P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.