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Crl.O.P.No.5760 of 2024

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C.V.KARTHIKEYAN, J.

The petitioners/A2, A3 & A4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 498(A), 294(b), 323 and 506(i) IPC and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act and Section 4 of Dowry Prohibition Act in Crime No.6 of 2024, seek anticipatory bail.

2.It is stated that the marriage between the 1st accused and the defacto complainant took place on 09.03.2023. It is stated that there was a continuous demand of dowry by A1 and by the present petitioners. It is also contended that A1 was addicted to the habit of drinking alcohol and he also used to consume alcohol inside the house and pick up quarrels with the defacto complainant. A1 had been arrested, but the learned Judicial Magistrate – II, Tambaram, had refused to remand him to judicial custody and released him on own bond by order dated



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24.02.2024.

3.Taking into consideration that these petitioners are the brother-in-law, mother-in-law and father-in-law of the defacto complainant and also taking all the other factors into consideration, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

4.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 – II, Tambaram, Chennai, on condition that the petitioners shall execute separate 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

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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.

[b] the petitioners shall report before the respondent weekly once i.e., on every Monday at 10.30 a.m for a period of three weeks and thereafter as and when required for the interrogation.

[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.



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