



Crl.O.P.No.6789 of 2024

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C.V.KARTHIKEYAN. J.

The petitioner, who apprehends arrest at the hands of the respondent Police originally registered under Section 174(3) Cr.P.C and subsequently, altered to Sections 306 and 498(A) IPC in Crime No.07 of 2024 on the file of the respondent, seeks anticipatory bail.

2.A1 is the son of the petitioner/A2. The deceased is the daughter-in-law of the petitioner. They are both married on 21.05.2022 at Village Temple at Sirukanchi Village. There were frequent dispute between her son and the deceased, due to which, the deceased committed suicide by hanging.

3.The learned counsel for the petitioner stated that the petitioner is undergoing dialysis treatment.

4.A report of the Revenue Divisional Officer had been perused by this Court and a finding had been given that the suicide was not owing to demand for dowry.

5.Taking into consideration the period of incarceration and the age of the petitioner and the medical condition of the petitioner, this Court is inclined to grant anticipatory bail to the petitioner subject to the following



conditions:

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned Judicial Magistrate, Thiruvottiyur** 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 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 report before the respondent police everyday at 10.30 a.m., for a period of three weeks and thereafter, as and when required for interrogation.

[c] the petitioner shall not abscond either during investigation or trial.

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial.



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[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.

20.03.2024

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