



CrI.O.P.No.17788 of 2024

CrI.O.P.No.17788 of 2024

WEB COPY

P.DHANABAL, J.

The petitioner apprehends arrest for the alleged offences under Sections 498 (A), 494, 294(b) and 506 (2) of I.P.C in Crime No.8 of 2024, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the *de facto* complainant was married to the first accused and there was a family dispute between them and the accused persons have also harassed the *de facto* complainant and caused criminal instigation. While so, the first accused married the petitioner and committed the offence of bigamy. Hence, the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner had not committed any offence as alleged and the petitioner had been falsely implicated in this case. He further submitted that the petitioner is ready and willing to furnish substantial sureties for her due release and abide by any condition that may be imposed by this Court and therefore, he prayed to grant anticipatory bail to the petitioner .



Crl.O.P.No.17788 of 2024

WEB COPY

4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that the first accused and the *de facto* complainant are husband and wife respectively. He further submitted that the first accused along with other accused persons have harassed and cheated the *de facto* complainant and the first accused has married the petitioner herein without the knowledge of the *de facto* complainant and that there is no previous case as against the petitioner and also considering the gravity of offences, he opposed for grant of anticipatory bail to the petitioner .

5. Considering the representations made by both sides and also the relationship between the parties and also considering the nature of offences charged against the petitioner and that there is no previous case as against the petitioner and further, this Court by an order dated 29.07.2024 has granted anticipatory bail to the petitioner with condition and the same was complied with and hence, this Court is inclined to grant **anticipatory bail** to the petitioner with certain conditions.



Crl.O.P.No.17788 of 2024

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 (15) days from the date of receipt of a copy of this order before the ***Additional Mahila Court, Coimbatore*** 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 and on further condition that:

[a] the petitioner shall report **before the respondent police on every first day of the English calendar, for three months.**

[b] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade then from disclosing such facts of the Court or to any police officer.

[c] the petitioner shall not leave India without the previous permission of the Court.

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



Crl.O.P.No.17788 of 2024

WEB COPY

[e] the petitioner shall make herself available for interrogation by a police officer as and when required.

[f] 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]***.

[g] If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

28.08.2024

vca



WEB COPY



Crl.O.P.No.17788 of 2024

P.DHANABAL, J.

vca

Crl.O.P.No.17788 of 2024

28.08.2024