



Crl.O.P.No. 30914 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 12.12.2024

CORAM:

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No. 30914 of 2024

1.Kalaivani
2.Murugan
3.Sowmiya
4.Murali

....Petitioners

Versus

The State,
Represented by
The Inspector of Police
W-23 All Women Police Station
Royapettah, Chennai District,
[Crime No. 13 of 2024]

..Respondent

Prayer: Criminal Original Petition filed under Section 482 of BNSS, 2023
praying to enlarge the petitioner on bail in the event of his arrest pending
investigation in Crime No. 13 of 2024 on the file of the Respondent Police.

For Petitioners : Mr.S.Senthilvel
For Respondent : Mr.S.Santhosh
Govt. Advocate [Crl. Side]



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Crl.O.P.No. 30914 of 2024

Apprehending arrest in connection with Crime No. 13 of 2024 registered for the offences punishable under Sections 85, 296(b), 316(2) of BNS Act, 2023, the present petition has been filed seeking anticipatory bail.

2. Pleading innocence on the part of the petitioners, false implication in the case, learned counsel for the petitioners seek indulgence of this Court. He further submits that the petitioners are innocent and they have been falsely implicated in this case. He would submit that the petitioners are the in-laws of the de-facto complainant and they are ready to abide by any stringent condition that may be imposed by this court.

3. The case of the prosecution, as put forth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of bail, is that there was a matrimonial dispute between the defacto complainant and the first accused/husband. It is alleged that the first accused took 17 sovereigns of gold jewelry and cash amount of



Crl.O.P.No. 30914 of 2024

Rs.5,00,000/- from the defacto complainant. The petitioners herein are in-laws of the de-facto complainant and they have demanded more dowry from the de-facto complainant and harassed the de-facto complainant. He further submits that the first accused was subsequently arrested and released on bail. He further submits that no previous cases are pending against the petitioners.

4. Having heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondent Police and perused the materials available on record, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions and accordingly, they 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 of receipt of a copy of this order before the learned XVIII Metropolitan Magistrate, Saidapet, on condition that the petitioners 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 said Magistrate, on further condition that:



Crl.O.P.No. 30914 of 2024

[a] if the petitioners fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] 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;

[c] the petitioner shall report before the respondent Police as and when required for interrogation.

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

[e] the petitioner shall not abscond either during investigation or trial;

[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



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Crl.O.P.No. 30914 of 2024

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 accused thereafter abscond, a fresh FIR can
be registered under Section 269 of BNS.

12.12.2024

MSM
To
The Inspector of Police
W-23 All Women Police Station
Royapettah, Chennai District,
[Crime No. 13 of 2024]

2.The Public Prosecutor,
High Court, Madras.



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Crl.O.P.No. 30914 of 2024

A.D.JAGADISH CHANDIRA, J.

MSM

Crl.O.P.No. 30914 of 2024

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