



CRL OP(MD). No.1142 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07/02/2024

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD). No.1142 of 2024

M.Antonyraj Jegan,

... Petitioner/ Accused

Vs

The Inspector of Police,
Mukkudal Police Station,
Tirunelveli District.
In Crime No.239/2023..

... Respondent/Complainant

Mariya Antony Puppy

...Petitioner/Intervener/ Defacto Complainant
in Crl MP(MD)No. 1433 of 2024

For Petitioner : Mr.A.P.Sahaya Robin, Advocate
for M/s.Dictum Law Firm,

For Respondent : Mr.B.Nambiselvan,
Additional Public Prosecutor

For Intervenor : Mr.P.P.Alwin Balan, Advocate
in Crl MP(MD)No. 1433 of 2024



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PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.239/2023 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 24.12.2023 for the offence punishable under Sections 354C and 509 IPC and Sections 66E and 67A of the Information Technology Act, 2000 in Crime No.239 of 2023 on the file of the respondent Police, seeks bail.

2.The case of the prosecution is that the marriage between the petitioner and the defacto complainant was solemnized on 14.05.2007 and they were blessed with three children. The petitioner suspected the character of the defacto complainant and scolded her in filthy language. He has sent a morphed video to the relatives of the defacto complainant and uploaded their personal video in Twitter. Hence the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any such offence as alleged by the prosecution. He would further submit that the petitioner has been falsely implicated in this case. He would further submit that it is purely a family



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Magistrate, Cheranmahadevi, and on further conditions 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 is directed to appear before the respondent police daily at 10.30 a.m., until further orders.

(c) the petitioner is directed to co-operate with the defacto complainant for taking her Certificate and her belongings from the matrimonial home, if she desires. In that case, the respondent Police are directed to give protection to the defacto complainant, when she enters into the petitioner's house for taking her belongings;

(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 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]; and;



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(g)if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
07/02/2024

/ TRUE COPY /

07/02/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SSB

TO

- 1 THE DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE, CHERANMAHADEVI.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.
- 3 THE INSPECTOR OF POLICE
MUKKUDAL POLICE STATION,
TIRUNELVELI DISTRICT.
- 4 THE SUPERINTENDENT
CENTRAL PRISON, TIRUNELVELI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



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+1 CC to M/s.M/S.DICTUM LAW FIRM, Advocate (SR-1515[I] dated 07/02/2024)

ORDER

IN

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Date :07/02/2024

PKP/07.02.2024/ 6P/ 7C

Madurai Bench of Madras High Court is issuing certified
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