



CRL OP(MD) No.2465 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Wednesday, the Twenty First day of February Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.2465 of 2024

1 SHANTHI

2 JANSHI ROJA

... Petitioners / Accused No.3 & 4

Vs

INSPECTOR OF POLICE
VIKIRAMANGALAM POLICE STATION,
MADURAI DISTRICT.
(CRIME NO.187/2023)

... Respondent / Complainant

For Petitioners : M/s.M.Pitchai Muthu, Advocate

For Respondent : Mr.S.Manikandan,
Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

PRAYER :

FOR ANTICIPATORY BAIL IN CRIME NO.187/2023 ON THE FILE OF
THE RESPONDENT POLICE



CRL OP(MD) No.2465 of 2024

ORDER: The Court Made the following order :-

WEB COPY

The petitioners/A3 & A4, who apprehend arrest at the hands of the respondent police for the alleged offence punishable under Section 174(3) Cr.P.C., altered into Section 306 IPC in Crime No.187 of 2023, seek anticipatory bail.

2.The case of the prosecution is that due to matrimonial dispute, A1's wife committed suicide by hanging herself. Hence, the case.

3.The learned counsel appearing for the petitioners would submit that the petitioners are innocent and they have not committed any offence as alleged by the prosecution. He would further submit that already this Court granted anticipatory bail to A1 in CrI.O.P.(MD)No.1576 of 2024 dated 02.02.204. Hence, he prayed to grant anticipatory bail to the petitioners.

4.The learned Government Advocate (CrI.Side) appearing for the respondent Police would submit that the investigation in this case is not yet completed.

5.Considering the facts and circumstances of the case, this court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6.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 of receipt of a copy of this order, before the learned Judicial Magistrate No.II, Usilampatti on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees



CRL OP(MD) No.2465 of 2024

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 and on further condition that:

(a)if the petitioners failed to surrender before the concerned Magistrate within a period of 15 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b)the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(c)the petitioners shall report before the respondent police as and when required;

(d)the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e)the petitioners 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 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]; and;



CRL OP(MD) No.2465 of 2024

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

sd/-
21/02/2024

/ TRUE COPY /

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

GNS

To

- 1.The Judicial Magistrate No.II,
Usilampatti.
- 2.Do through the Chief Judicial Magistrate,
Madurai District.
- 3.The Inspector of Police,
Vikkiramangalam Police Station,
Madurai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.2465 of 2024
Date :21/02/2024



CRL OP(MD) No.2465 of 2024

ED/ VR /SAR- (28/02/2024) 5P / 5C

WEB COPY

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023