



CRL OP(MD) No.4605 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Friday, the Twenty Second day of March Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.4605 of 2024

1 RAMESH

2 GOWSALYA

3 SATHYA

... PETITIONER / ACCUSED 1-3

Vs

THE SUB INSPECTOR OF POLICE
THIRUTHANGAL POLICE STATION,
VIRUDHUNAGAR
CR.NO. 70 OF 2024

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.SIVAKUMAR.S Advocate

For Respondent : Mr.S.MANIKANDAN, Govt. Advocate (Crl. Side)

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

PRAYER:

FOR ANTICIPATORY BAIL IN CRIME NO. 70 OF 2024 ON THE FILE OF
THE RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioners / Accused Nos.1 to 3, who apprehend arrest at the hands



CRL OP(MD) No.4605 of 2024

of the respondent police for the alleged offence punishable under Sections 294(b) and 506(i) of I.P.C. and Section 4 of the Tamil Nadu Prohibition of Harassment of Woman Act, 2002 in Crime No.70 of 2024, on the file of the respondent Police, seek anticipatory bail.

2. The case of the prosecution is that there was a wordy quarrel between the petitioners and the *defacto* complainant, due to which, the petitioners abused the *defacto* complainant by using filthy language and also made an attempt to attack her. Hence, the complaint.

3. The learned counsel appearing for the petitioners would submit that the petitioners did not commit any offence as alleged by the prosecution and they are innocent persons.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that no one sustained injuries.

5. Considering the facts and circumstances and considering the fact that no one sustained injuries, this Court is inclined to grant anticipatory bail to the petitioners.



CRL OP(MD) No.4605 of 2024

WEB COPY

6. Accordingly, the petitioners are granted anticipatory bail and 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 Judicial Magistrate No.II, Sivakasi, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees 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 are directed to appear before the respondent police as and when required for interrogation;

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



CRL OP(MD) No.4605 of 2024

WEB COPY

(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;

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

sd/-
22/03/2024

/ TRUE COPY /

/04/2024

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

TSG

TO

1 THE JUDICIAL MAGISTRATE NO.II
SIVAKASI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.



CRL OP(MD) No.4605 of 2024

3 THE SUB INSPECTOR OF POLICE
THIRUTHANGAL POLICE STATION, VIRUDHUNAGAR.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.4605 of 2024
Date :22/03/2024

SS/GS/SAR- /01/04/2024/5P/5C

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