



CRL OP(MD)No.5236 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04.04.2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD)No.5236 of 2024

1. Pandiyan

2.Dhanalakshmi @ Dhanam

... Petitioners/ Accused Rank not known

Vs

The Inspector of Police,
Thirukostiyur Police Station,
Sivagangai District.

Crime No.Not Known of 2024

... Respondent/ Complainant

For Petitioners : M/s.M.Sudharani, Advocate

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No.Crime No.Not Known of 2024 on the file of
the Respondent Police.



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ORDER : The Court made the following order :-

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The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 323, 506(i) IPC and Section 4 of the Tamil Nadu Prohibition of Women Harassment Act in Crime No. Not Known of 2024, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that there was a civil dispute pending between the parties and a suit is also pending. While so, on one day, when the defacto complainant was trying to put a boundary stone in the disputed place, the petitioners broke the same and picked up wordy quarrel.

3. The learned counsel appearing for the petitioners submits that the petitioners have not indulged in such criminal activities. However, the respondent police has falsely implicated the petitioners in this case.

4. The learned Additional Public Prosecutor submits that the parties are close relatives and the petitioners are not having any previous case pending as against them.



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5. Considering the nature of allegations levelled as against the petitioners and considering that the petitioners are not having any previous case pending as against them, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this criminal original petition is allowed and 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 Judicial Magistrate Court, Thiruppathur, Sivagangai District on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties each for a like sum to the satisfaction of the Judicial Magistrate Court, Thiruppathur, Sivagangai District and on further conditions that:

- i. The petitioners and the sureties shall submit a copy of their Aadhaar Card or any other identity card issued by the Government in proof of their residence address;
- ii. The petitioners shall appear before the respondent police daily at 10.30 am for a period of fifteen days and thereafter appear as and when required. They have to co-operate for the investigation.
- iii. The petitioners shall not misuse the liberty granted to them by indulging



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in any further offence and shall not tamper with the prosecution witnesses. The petitioners shall be available for the trial as well.

iv. On violation of any of the above conditions by the petitioners, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-
04/04/2024

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/04/2024
Sub-Assistant Registrar (CS -I/ II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

gns

TO

1. THE JUDICIAL MAGISTRATE,
THIRUPPATHUR,
SIVAGANGAI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.

3. THE INSPECTOR OF POLICE,
THIRUKOSTIYUR POLICE STATION,
SIVAGANGAI DISTRICT.



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

ORDER
IN
CRL OP(MD) No.5236 of 2024
Date :04/04/2024

RK/VR (16/04/2024) 5P / 5C

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