



CRL OP(MD). No.5811 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.5811 of 2024

Krishnamoorthy,

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Kanyakumari Police Station,
Kanyakumari District.
(Crime No.160/2024).

... Respondent/Complainant

For Petitioner : Mr.S.Karthikeyan,Advocate

For Respondent : Mr.P.Kottai Chamy,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.160 of 2024 on the file of the Respondent Police

ORDER : The Court made the following order :-

The petitioner, apprehending arrest at the hands of the respondent Police, in



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connection with a case in Crime No.160 of 2024, for the offence punishable under Sections 341, 294(b), 323, 506(i) and 379 IPC r/w Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, has filed this petition seeking anticipatory bail.

2. The case of the prosecution is that due to matrimonial dispute, on 05.04.2024, the petitioner has waylaid the defacto complainant, quarrelled with her, assaulted her and gave life threat. Hence, the case.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that the defacto complainant sustained simple injury and no previous case is pending against the petitioner.

5. Considering the facts and circumstances of the case, the nature of injury and the antecedent of the petitioner, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is ordered and the petitioner is ordered to be released on bail in the event of their 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 on condition that

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(i) the petitioner execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) each, with two sureties each for a like sum to the satisfaction of the Additional Mahila Court (Magisterial Level), Nagercoil, Kanyakumari District.

(ii) The petitioner 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;

(iii) The petitioner shall appear before the respondent police as and when required for interrogation. He has to co-operate for the investigation.

(iv) The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses.

(v) On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-
16/04/2024

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

LR

TO

1 THE JUDICIAL MAGISTRATE,
ADDITIONAL MAHILA COURT, NAGERCOIL

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- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT @ NAGERCOIL
- 3 THE INSPECTOR OF POLICE
KANYAKUMARI POLICE STATION,
KANYAKUMARI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.KARTHIKEYAN, Advocate (SR-4464[I] dated 16/04/2024)

ORDER
IN
CRL OP(MD) No.5811 of 2024
Date :16/04/2024

PKP/JGB/SAR /22.04.2024/ 4P/ 6C

Madurai Bench of Madras High Court is issuing certified
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