



CRL OP(MD). No.6763 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

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1. Prabakaran
2. Manigandan
3. Nithya

... Petitioners/ Accused No.1 & 3

Vs

The Inspector of Police,
Manapparai Police Station,
Trichy District
Crime No.174/2024.

... Respondent/Complainant

For Petitioners : M/s.A.Joel Paul Antony, 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.174 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners, apprehending arrest at the hands of the respondent police in connection with the case in Crime No.174 of 2024 for the offence under Section 294(b),



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447, 323, 324, 355 and 506 (i) I.P.C. r/w. Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, have filed this petition, seeking anticipatory bail.

2. The case of the prosecution is that the defacto complainant is the wife of the first petitioner. Due to matrimonial dispute, the petitioners abused the defacto complainant and also attacked her and caused injuries to her.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Crl. Side) appearing for the respondent submits that the investigation is yet to be completed. However, he fairly submits that the injured was discharged from the hospital. It is a case in counter.

5. Considering the facts and circumstances of the case, nature of offence and considering the fact that the injured was discharged from hospital, 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 concerned learned Judicial Magistrate, on condition that

(i) the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty



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Five Thousand), each with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Manapparai, Trichy District;

(ii) 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;

(iii) The petitioners shall appear before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter, the petitioners shall appear as and when required by the respondent police. They have to co-operate for the investigation.

(iv) The petitioners shall not misuse the liberty granted to them 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 petitioners, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-

30/04/2024

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/05/2024

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

LS
TO

1 THE JUDICIAL MAGISTRATE, MANAPPARAI, TRICHY DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TRICHY DISTRICT.



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3 THE INSPECTOR OF POLICE, MANAPPARAI POLICE STATION,
TRICHY DISTRICT.

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

+1 CC to M/s.A.JOEL PAUL ANTONY, Advocate (SR-5221[I] dated 30/04/2024)

ORDER

IN

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Date :30/04/2024

RS/GS/SAR-(08.05.2024) 4P 6C

Madurai Bench of Madras High Court is issuing
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