



CRL OP(MD). No.10520 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 15/07/2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

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Kevinkumar,

... Petitioner/ Accused

Vs

The Inspector of Police,  
Srivilliputhur Town Police Station,  
Virudhunagar Distric.  
Crime No.364/2023.

... Respondent/Complainant

For Petitioner : M/s.Uthayakumar.V,  
Advocate.

For Respondent : Mr.M.Vaikkam Karunanithi,  
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.364/2023 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/ Accused, who apprehends arrest at the hands of the respondent police for the offence punishable under Section 174 of CrI.P.C., and 306 of IPC, in

Cr.No 364 of 2023, seeks anticipatory bail.

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2.The case of the prosecution is that the defacto complainant is the father of the deceased. On 18.08.2023, at about 06.00 p.m the deceased had committed suicide by hanging herself. Hence, the complaint.

3.The learned counsel for the petitioner would submit that this is the third anticipatory bail petitioner. Earlier petition filed by the petitioner in Crl.OP(MD) No.23390 of 2023 was dismissed by this Court on 02.01.2024. He would further submit that the petitioner is innocent and he has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.Side) would submit that in the suicide note of the deceased, three persons name were mentioned including the petitioner. The petitioner herein has disturbed the deceased to live him and the investigation is still pending. Hence, he vehemently, opposed to grant anticipatory bail to the petitioner.

5.Considering the facts and circumstances of the case and also considering the nature of the offence, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his 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, Srivilliputhur,



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Virudhunagar District, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:

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

(b) the petitioner shall report before the respondent police daily at 10.30 a.m, until further orders;

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond either during investigation or trial;

(e) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner 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;



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

sd/-  
15/07/2024

/ TRUE COPY /

/07/2024  
Sub-Assistant Registrar  
( C.S. I / II / III / IV )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

DSS  
TO

1 THE JUDICIAL MAGISTRATE NO.II,  
SRIVILLIPUTHUR, VIRUDHUNAGAR DISTRICT.

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

3 THE INSPECTOR OF POLICE,  
SRIVILLIPUTHUR TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT.

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

+1 CC to M/s.M.JANANI PRIYA, Advocate ( SR-7990[I] dated 16/07/2024 )  
<https://www.mhc.tn.gov.in/judis>



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ORDER  
IN  
CRL OP(MD) No.10520 of 2024  
Date :15/07/2024

SA/VR/SAR. /26.07.2024/5P/6C

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