



CRL OP(MD). No.8000 of 2024

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

Date : 30/05/2024

PRESENT

The Hon`ble Mrs.Justice L.VICTORIA GOWRI

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1.Sasidevi
2.Manikandan
3.Vinothini

... Petitioners/ Accused No.2 to 4

Vs

The State
Rep. by the Inspector of Police,
AWPS - Tallakulam,
Madurai City.
In Crime No.26 of 2024.

... Respondent/Complainant

For Petitioners : Mr.Arokiya Selva Ramesh, Advocate.
For Respondent : Mrs.M.Aasha
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Cr.No.26 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/accused 2 to 4, who apprehend arrest at the hands of the



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respondent police for the offences punishable under Sections 498(A), 406, 294(b) & 506(ii) of IPC, in Crime No.26 of 2024, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant is the wife of the accused No.1. At the time of marriage, the defacto complainant's parents gifted 21 sovereigns of gold and Rs.87,500/- as dowry. After the marriage, the petitioners herein have demanded more dowry from the defacto complainant. Hence, the complaint.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent and they have not committed any offence as alleged by the prosecution. He would further submit that the first accused is ready to live with the defacto complainant.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the petitioners herein are the in laws. After the marriage, the first accused went abroad. Demanding more dowry, the petitioners herein abused the defacto complainant in filthy language, due to which the defacto complainant attempted to commit suicide. He would further submit that whenever the defacto complainant tried to speak with her husband, the petitioners prevented and abused her and sent her from the matrimonial home.



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5. Taking into consideration the facts and circumstances of the case that there was a family dispute between the parties, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, 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 learned Judicial Magistrate No.VI, Madurai, 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 learned Magistrate concerned and on further conditions that:

[a] the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.

[b] the petitioners shall report before the respondent police daily at 10.30 a.m., for a period of 30 days and thereafter, as and when required for interrogation.

[c] the petitioners shall not tamper with the evidence or witness either during investigation or trial.

[d] the petitioners 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 petitioners in accordance



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with law as if the conditions have been imposed and the petitioners are 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].

(f) The petitioners are directed to co-operate with the investigation before the jurisdictional police.

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
30/05/2024

/ TRUE COPY /

/06/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MM

To

1.The Judicial Magistrate No.VI,
Madurai.

2.Do through the Chief Judicial Magistrate,
Madurai District.

3.Th Inspector of Police,
AWPS-Tallakulam,
Madurai City.



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4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.AROKIYA SELVA RAMESH, Advocate (SR-6010[I] dated
30/05/2024)

ORDER
IN
CRL OP(MD) No.8000 of 2024
Date :30/05/2024

ED/ JGB /SAR- (04/06/2024) 5P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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