



CRL OP(MD). No.9098 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21/06/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.9098 of 2024

Easwari,

... Petitioner/ Accused 3

Vs

The Inspector of Police,
Vaiyampatti Police Station
Trichy District.
Crime No.86/2024.

... Respondent/Complainant

For Petitioner : M/s.Sekar.S, 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.86/2024 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 connection with a case in Crime No.86 of 2024, for the offence punishable under Sections 5(i) and 6 of POCSO ACT and Section 9 of Prohibition of Child Marriage Act, has filed this petition seeking anticipatory bail.

2. The case of the prosecution is that while the defacto complainant and her



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fifth daughter/victim, were grassing their cattle, the victim girl went to her house and not returned. Therefore, a case was registered for girl missing. After investigation, it was found that the first accused eloped with the defacto complainant's daughter and thereafter, the offences were altered.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and she has not committed any offence as alleged by the prosecution. He further submits that the father of the first accused has already been granted anticipatory bail by this Court and the petitioner herein is the mother of the first accused. 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 no previous case is pending against the petitioner.

5. Considering the facts and circumstances of the case, the relationship of the parties and also considering that the father of the first accused has already been granted anticipatory bail, 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 her arrest or on her appearance within a period of fifteen days from the date of receipt of a copy of this order, before the concerned learned Judicial Magistrate/learned Judge on condition that



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(i) the petitioner 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 Additional Mahila Court, Trichy.

(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. She has to co-operate for the investigation.

(iv) The petitioner shall not misuse the liberty granted to her 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/-
21/06/2024

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



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LR
TO
1 THE JUDGE,
ADDITIONAL MAHILA COURT, TRICHY.

2 THE INSPECTOR OF POLICE,
VAIYAMPATTI POLICE STATION
TRICHY DISTRICT.

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

ORDER
IN
CRL OP(MD) No.9098 of 2024
Date :21/06/2024

SA/JGB/SAR. /02.07.2024/4P/4C

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