



CRL OP(MD). No.12744 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

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1.Gayathri

2.Singaram

3.Krithika

... Petitioners/ Accused Nos.1 to 3

Vs

The Inspector of Police,
Thathaiyangarpet Police Station,
Trichy District.
(Crime No.115 of 2024)

... Respondent/Complainant

For Petitioners : M/s. Ezhilarasu. C, Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Crime No.115 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioners/ A1 to A3, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2), 351(2) of BNS and 4 of Tamilnadu Prohibition of Harassment of Women Act, 2002, in Crime No.115 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to family dispute, the petitioners abused the defacto complainant in filthy language and attacked her with their hands and threatened her with dire consequences. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the petitioners are innocents and they have not committed any offence as alleged by the prosecution. He would further submit that the petitioners herein are none other than the close relatives of the defacto complainant and the injured was discharged from the hospital. Hence, he prays for grant of anticipatory bail to the petitioners.

4.The Additional Public Prosecutor would submit that due to family dispute, there was wordy quarrel arose between the parties. However, he fairly conceded that the injured was discharged from the hospital.

5.considering the allegation arising out of family dispute and also considering the fact that the injured was discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.



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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 Judicial Magistrate Court, Thuraiyur, Trichy 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 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 Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall report before the respondent police daily at 10.30 am for a period of two weeks and thereafter, as and when required for interrogation;

(c) the petitioners shall not tamper with 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 with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/ Trial Court himself as laid down by the Hon'ble Supreme Court



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in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;

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

sd/-
05/08/2024

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/ 08 /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
COURT, THURAIYUR, TRICHY DISTRICT

2 DO-THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT

3 THE INSPECTOR OF POLICE
THATHAIYANAGAR PET POLICE STATION,
TRICHY DISTRICT.

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

+1 CC to M/s.C.EZHILARASU, Advocate (SR-9458[I] dated 05/08/2024)



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ORDER
IN
CRL OP(MD) No.12744 of 2024
Date :05/08/2024

PSP/GS/SAR /16.08.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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