



CRL OP(MD). No.13496 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13496 of 2024

Balasubramanian,

... Petitioner/ Accused 4

Vs

The Inspector of Police,

Awps Pattukottai,

Thanjavur.

Crime No.03/2024..

... Respondent/ Complainant

For Petitioner : Mr.M.Maharaja, 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.03 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A4, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 147, 498(A), 420 and 406 of IPC, in Cr.No.3 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner herein is the brother-in-law of A1. A1 and the defacto complainant are the husband and wife. The petitioner along with other accused are said to have harassed the defacto complainant by demanding

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additional dowry. Apart from that, the petitioner herein has tried to misbehave with the defacto complainant and also tried to grab the amount and property of the defacto complainant's husband, who is taking treatment for HIV. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of allegation and also considering the fact that the petitioner is only husband of the defacto complainant's sister-in-law, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5.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, Pattukkottai, Thanjavur, 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 as and when required



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for interrogation;

(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;

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

sd/-
19/08/2024

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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
PATTUKKOTTAI THANJAVUR.

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2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
THANJORE DISTRICT AT KUMBAKONAM.

3 THE INSPECTOR OF POLICE
AWPS PATTUKOTTAI,
THANJAVUR.

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

+1 CC to M/s.M.MAHARAJA, Advocate (SR-10079[I] dated 19/08/2024)

ORDER
IN
CRL OP(MD) No.13496 of 2024
Date :19/08/2024

PSP/GS/SAR /24.08.2024/ 4P/ 6C

Madurai Bench of Madras High Court is issuing certified
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