



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15137 of 2024

1. Jaya @ Jayalakshmi

2. Vairamuthu,

... Petitioners/ Accused

Vs

The Inspector of Police,
Sattur Town Police Station,
Virudhunagar District.
Crime No.217/2024..

... Respondent/Complainant

For Petitioners : D.Srinivasaragavan,
Advocate.

For Respondent : Mr.A.Albert James,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 217 of 2024 on the file of the Respondent police.

ORDER : The Court made the following order :-



police for the offences punishable under Sections 191(2), 296(b), 115(2), 118(1), 351(2) of BNS (u/s 147, 294(b), 323, 324 and 506(i) of IPC) and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, in Crime No.217 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity, the petitioners and the other accused are said to have abused the defacto complainant in filthy language and assaulted her with their hands & legs and iron rod. Further, they threatened her with dire consequences. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations and also considering the fact that the matter relates to case and counter, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5.Accordingly, the petitioners are ordered to be released on bail in the event of their arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate Court No.II, Sattur, 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 Aadhar card or Bank pass Book to ensure their identity;



(b) the second petitioner shall report before the respondent police daily at 10.30 am for a period of three weeks and thereafter as and when required for interrogation; the first petitioner shall report before the respondent police 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 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/-
09/09/2024

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/09/2024

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 THE JUDICIAL MAGISTRATE
COURT NO. II, SATTUR.



2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
VIRUTHUNAGAR DISTRICT.

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

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

+1 CC to M/s.D.SRINIVASARAGAVAN, Advocate (SR-11033[I] dated
09/09/2024)

ORDER
IN

CRL OP(MD) No.15137 of 2024

Date : 09/09/2024

BV(21/09/2024) 4P/ 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.