



CRL OP(MD). No.16551 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.16551 of 2024

Umaeswari,

... Petitioner/ A-2

Vs

**The State of Tamilnadu,
Rep by the Inspector of Police,
AWPS Police Station,
Nillakkottai,
Dindigul District.
Crime No.20/2024.**

... Respondent/Complainant

For Petitioner : Mr.A.Senthilkumar, Advocate.

For Respondent : Mr.A.Albert James,

Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Crime No.20 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 115(2), 351(2) and 49 of BNS r/w Section 4 of TPHW Act, in Crime No.20 of 2024 on the file of the respondent police, seeks anticipatory bail.

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.16551 of 2024

2.The case of the prosecution is that the petitioner harassed the defacto complainant.

3.Heard. Perused the materials available on record including the First Information Report.

4.Considering the nature of allegations arising out of the matrimonial dispute and the petitioner is only the mother-in-law, I am inclined to enlarge the petitioner on anticipatory bail with certain conditions:

5.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Nillakkottai, Dindigul 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 the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition 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.



CRL OP(MD). No.16551 of 2024

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[b] the petitioner shall report before the respondent Police, (*) as and when required 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].

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

sd/-
30/09/2024

(*)For corrected as per the order of
this Hon'ble Court dated 15/10/2024
made in CrI.O.P.(MD) No.16551 of 2024
/ TRUE COPY /

/ 10 /2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRL OP(MD). No.16551 of 2024

TO

To be substituted Order dated 30/09/2024 in Crl.Op(MD)No.16551 of 2024

1 THE JUDICIAL MAGISTRATE

NILAKKOTTAI, DINDIGUL DISTRICT.

2 DO-THROUGH :

THE CHIEF JUDICIAL MAGISTRATE, DINDUGAL DISTRICT.

3 THE INSPECTOR OF POLICE,

AWPS POLICE STATION, NILLAKKOTTAI, DINDIGUL DISTRICT.

4. THE ADDITIONAL PUBLIC PROSECUTOR,

MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.16551 of 2024

Date :30/09/2024

PSP/ JGB /SAR /25.10.2024/ 4P/ 5C

Madurai Bench of Madras High Court is issuing certified
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