



CRL OP(MD). No.16877 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.16877 of 2024

1. C. Sharmila

2. C.Geetha

... Petitioners/ Accused Nos.1 & 2

Vs

The State of Tamilnadu,
Rep. by the Inspector of Police,
Thiruppalai Police Station,
Madurai District
(Crime No.590 of 2024).

... Respondent/Complainant

For Petitioner : M/s. Vignesh. S, 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. 590 of 2024 on the file of the Respondent police.

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



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ORDER : The Court made the following order :-

The petitioners/A1 and A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 324 and 506(1) of BNS, in Crime No.590 of 2024, on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that when the defacto complainant was cleaning her house, the first petitioner was taking photographs of the defacto complainant with her mobile phone and when the same was questioned, the petitioners abused her in filthy language, attacked her and also snatched her mobile phone.

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

4.Considering the nature of occurrence that it is a case and counter arising between the relatives out of previous enmity, I am inclined to enlarge the petitioners on anticipatory bail, with certain conditions:

5.Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate Court No.II,

Madurai, on condition that the petitioners shall execute a bond for a sum of

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Rs.10,000/- (Rupees Ten Thousand only) each 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 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 a.m., 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 in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].



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

sd/-
03/10/2024

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

SJI

TO

1 THE JUDICIAL MAGISTRATE
NO.II, MADURAI.

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

3 THE INSPECTOR OF POLICE,
THIRUPPALAI POLICE STATION,
MADURAI DISTRICT

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

+1 CC to M/s.S.VIGNESH, Advocate (SR-12144[I] dated 03/10/2024)



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ORDER
IN
CRL OP(MD) No.16877 of 2024
Date :03/10/2024

PSP/ JGB /SAR /16.10.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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