



CRL OP(MD). No.18807 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

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1. Rakkayi,

2. Selvi,

3. Veeralakshmi,

... Petitioners/ Accused Nos. 1 to 3

Vs

The State of Tamilnadu Rep.,
By, the Sub Inspector of Police.
Keela Paralachi Police Station,
Viruthunagar District.
(Crime No. 70 of 2024).

... Respondent/ Complainant

For Petitioner : M/s. Venkatesan.R.,
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. 70 of 2024 on the file of the respondent police.



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ORDER: The Court made the following order :-

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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) and 351 (3) of BNS Act, 2023, in Crime No.70 of 2024 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity, the petitioners abused the defacto complainant in filthy language, attacked her and threatened her with dire consequences.

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, where, the petitioners are said to have attacked the defacto complainant with hands, I am inclined to grant anticipatory bail to the petitioners, with certain conditions:

7. Accordingly, the petitioners ordered to be released on bail in the event of arrest



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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, Aruppukottai, 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 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.



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[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].

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

sd/-
29/10/2024

/ TRUE COPY /

/ 11/2024
Sub-Assistant Registrar
(CS-I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SJI

TO

1. The Judicial Magistrate, Aruppukottai.
2. Do-Through The Chief Judicial Magistrate,
Viruthunagar District.
3. The Sub Inspector of Police.
Keela Paralachi Police Station,
Viruthunagar District.



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4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.R.VENKATESAN, Advocate (SR-13425[I] dated 30/10/2024)

ORDER

IN

CRL OP(MD) No.18807 of 2024

Date : 29/10/2024

SI -(25.11.2024) 5P/ 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.