



CRL OP(MD). No.21305 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05.12.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.21305 of 2024

1.Amal Arockia dass

2.Arokkiamary

3.Ignes Maria Amala

4.Edward Jerald

... Petitioners/ Accused Nos.1 to 4

Vs

The Inspector of Police,
All Women Police Station,
Sivagangai District
(Crime No.24 of 2022)

... Respondent/Complainant

For Petitioners : Mr.Karthick Raja, Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :-

For Anticipatory Bail in Crime No.24 of 2022 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections 498(A), 294(b), 323 and 506(1) of IPC and Section 4 of Dowry Prohibition Act, 1961 read with Section 4 of TN Prohibition of Harassment of Women Act, 2002 in Crime No.24 of 2022 on the file of the respondent police, seek anticipatory bail.



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2. The case of the prosecution is that A1 and the de-facto complainant married in the year 2020. It is alleged that she was treated with cruelty and dowry was also demanded. Based on the complaint, a First Information Report came to be registered against the petitioner and the in-laws of the de-facto complainant.

3. Heard the learned counsel on either side, and perused the material records of the case.

4. Taking into consideration the facts and circumstances of the case, and considering the fact that there is a matrimonial dispute between the parties, and also considering the fact that A2 to A4 have already been enlarged on anticipatory bail by this Court in CrI.O.P.(MD)No.16991 of 2022 by an order dated 08.11.2022, 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 arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the Judicial Magistrate No.I, Sivagangai, on condition that the petitioners 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:



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[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 appear before the respondent police as and when required for the 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].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
05/12/2024

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/12/2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TO

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1 THE JUDICIAL MAGISTRATE NO.I, SIVAGANGAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, SIVAGANGAI.

3 THE INSPECTOR OF POLICE, ALL WOMEN POLICE STATION,
SIVAGANGAI DISTRICT.

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

+1 CC to M/s.V.KARTHICK RAJA, Advocate (SR-15003[I] dated 06/12/2024)

ORDER

IN

CRL OP(MD) No.21305 of 2024

Date :05/12/2024

RS/VR/SAR-(11.12.2024) 4P 6C

Madurai Bench of Madras High Court is issuing
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