



CRL OP(MD). No.22114 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19.12.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.22114 of 2024

1.M.Chellapandi

2.C.Shanthi

... Petitioners / Accused
Rank Not Known

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Checkanurani Police Station,
Madurai District.
(Crime No.435 of 2024)

... Respondent/Complainant

For Petitioners: Mr.M.Deepakkumar,
Advocate

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate
(Criminal Side)

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

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



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PRAYER:-

For Anticipatory Bail in Crime No. 435 of 2024 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 329(4), 127(2), 118(1), 351(3) of BNS and Section 4 of the TNPHW Act, in Crime No.435 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that A1 is the mother of the defact complainant. There was some partition dispute and on the date of incident, A1 along with his wife (A2) are said to have abused the defacto complainant in filthy language and she was also attacked with cooking vessels.

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

4. It is brought to the notice of this Court that the 1st petitioner (A1) was arrested and later enlarged on bail. Hence, this petition is closed insofar as A1 is concerned.



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5. Taking into consideration the facts and circumstances of the case and considering the property dispute between the properties and taking note of the fact that the injured has already been discharged from the hospital, this Court is inclined to grant anticipatory bail to the 2nd petitioner (A2) with certain conditions.

6. Accordingly, the the 2nd 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 Court, Usilampatti, Madurai, 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:

[a] the 2nd 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.



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[b] the 2nd petitioner shall appear before the respondent police as and when required.

[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 petitioner 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. IPC.

sd/-
19/12/2024

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/01/2025

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

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TO

1. THE JUDICIAL MAGISTRATE, USILAMPATTI, MADURAI

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



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2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.

3. THE INSPECTOR OF POLICE,
CHECKANURANI POLICE STATION,
MADURAI DISTRICT.

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

ORDER
IN

CRL OP(MD) No.22114 of 2024

Date :19/12/2024

RK/VR (06/01/2025) 5P /5C

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