



CRL OP(MD). No.22283 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/12/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

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1. Nageshwaran,
2. Guruvalakshmi,
3. Gomathi,
4. Muthulakshmi,
5. Murugeshwari,
6. Nageshwari

... Petitioners/ Accused Nos.2 to 7

Vs

The Inspector of Police,
Watrap Police Station,
Virudhunagar District.
(Crime No. 26 of 2022)

... Respondent/Complainant

For Petitioners : Mr.B.Jeyakumar, 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. 26 of 2022 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners/ Accused Nos.2 to 7, who apprehend arrest at the hands of the



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respondent police for the offences punishable under sections 147, 294(b), 323, 379 and 506(i) of IPC and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act in Crime No.26 of 2022 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant's sister-in-law is working abroad and she is said to have sent a sum of RS.22,00,000 to Accused No.1 as loan for the purpose of purchasing coconut grove and tractor. This amount was not utilized for the same and it was also not returned back. When the same was questioned by the defacto complainant and his daughter, the accused persons are said to have abused in filthy language and threatened them with dire consequences and also pulled the gold chain from the daughter of the defacto complainant. There are totally seven accused persons in this case and the petitioners have been arrayed as Accused Nos.2 to 7.

3. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal Side) appearing for the respondent Police.

4. Taking into consideration the facts and circumstances of the case and the manner in which this incident had taken place and taking note of the fact that there are no previous cases against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners subject to the following conditions.

5. Accordingly, the petitioners are ordered to be released on anticipatory bail in



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the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, watrap, Virudhunagar District on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) each, with two sureties (common surety) 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 said Magistrate, on further condition that:

[a] if the petitioners fail to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] the petitioners shall report before the respondent Police 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]; and;



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

sd/-
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/01/2025

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

TSG

TO

1 THE JUDICIAL MAGISTRATE, WATRAP, VIRUDHUNAGAR DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTTUR.

3 THE INSPECTOR OF POLICE, WATRAP POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

ORDER IN

CRL OP(MD) No.22283 of 2024

Date :18/12/2024

RS/VR/SAR-(06.01.2025) 4P 5C

Madurai Bench of Madras High Court is issuing
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