



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Tuesday, the Thirtieth day of April Two Thousand Thirteen

WEB COPY

PRESENT

The Hon`ble Ms.Justice K.B.K.VASUKI

CRL OP(MD) No.7297 of 2013

1 THAMARAISELVAM
2 YASODA
3 SENTHILKUMAR

... PETITIONERS / ACCUSED NOS.1 TO 3

Vs

THE INSPECTOR OF POLICE
KODAIKANAL POLICE STATION,
KODAIKANAL

... RESPONDENT / COMPLAINANT

For Petitioner : M/S. J.MATHESH Advocate

For Respondent : M/S.P.KANNITHEVAN, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners herein/Accused Nos.1 to 3 in Crime No.52 of 2013 on the file of the respondent police, have, by apprehending arrest for the alleged offences punishable under Sections 313, 506(i), 511 r/w 313 of the Indian Penal Code and 4 of Tamil Nadu Women Harassment Act, approached this Court for an order for their release on anticipatory bail under Section 438 of the Code of Criminal Procedure.

2. Heard the submissions made by the learned counsel appearing for the Petitioners and the learned Government Advocate (Criminal side) appearing for the State.

3. Considering the fact that the petitioners are already granted anticipatory bail on the basis of the complaint given to the Inspector of Police, All Women Police Station, Kodaikanal in Crime No. not known of 2013, considering the fact that it is the second complaint lodged before different place ie., the Inspector of Police, Kodaikanal Police Station, Kodaikanal in Crime No.52 of 2013, considering the other facts and circumstances and stage of the investigation, this Court is of the view that the custodial interrogation of the petitioners is not necessary and it is a fit case in which the petitioners can be released on anticipatory bail subject to certain conditions, as they are not likely to tamper with the evidence and hamper the investigation process and they are not likely to flee away or abscond, in the event of their being released on anticipatory bail.



4. In the result, this petition is ordered and it is hereby directed that the petitioners shall be released on bail in the event of their arrest or on their appearance before the Court concerned within 15 days from the date of receipt of this order copy, subject to the following conditions:

(i) 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 learned Judicial Magistrate, Kodaikanal, Dindigul District;

(ii) The first petitioners shall appear before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter as and when required for interrogation and the petitioners 2 & 3 shall appear before the respondent police as and when required for interrogation; and

(iii) The petitioners shall follow Section 438 Cr.P.C. Scrupulously.
sd/-
30/04/2013

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

1 THE JUDICIAL MAGISTRATE
KODAIKANAL, DINDIGUL DIST

2 -DO-THRO' THE CHIEF JUDICIAL MAGISTRATE
DINDIGUL

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

4 THE INSPECTOR OF POLICE
KODAIKANAL POLICE STATION, KODAIKANAL

+1. CC to M/S. J.MATHESH Advocate SR.No.25199

ORDER

IN

CRL OP(MD) No.7297 of 2013

Date :30/04/2013

SMA/08/05/2013/6C/2P