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CRL OP No. 12732 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.07.2026

CORAM

THE HON'BLE Mr.JUSTICE C.KUMARAPPAN

CRL OP No. 12732 of 2026

Vishnuram

..Petitioner(s)

Vs

The State Rep. By,
The Inspector of Police,
Vadapalani All Women Police Station (W.27)
Chennai District.
Crime No.04 of 2026.

..Respondent(s)

T.Madhavi Latha

.... Intervenor/*De facto* complainant

[Permitted to intervene vide order of this Court dated 03.07.2026 made in Crl.M.P.No.11537 of 2026 in Crl.O.P.No.12732 of 2026]

Prayer: Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023 to enlarge the petitioner on bail in the event of her arrest in connection with Crime No.04 of 2026 on the file of the respondent police.

For Petitioner(s): Mr.K.Sathyaraj

For Respondent(s): Mr.N.Palanivel
Government Advocate (Criminal Side)

For Intervenor : Mr.B.Rajesh Kumar



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ORDER

The petitioner, who apprehends arrest for the alleged offence under Sections 69 and 318(4) of BNS 2023 in Crime No.04 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is allegedly committed sexual assault on the *de facto* complainant under the pretext of marriage and thereafter, cheated the *de facto* complainant.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in the case. He would submit that A2 has already been enlarged on bail. He further submitted that the petitioner is ready and willing to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed for the grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side), appearing for the respondent police, while opposing the grant of anticipatory bail, reiterated the prosecution case and submitted that the petitioner refused to marry the *de facto*



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complainant and the relationship between the petitioner and the *de facto* complainant was consensual in nature.

5. The learned counsel for the intervenor would strongly object the grant of anticipatory bail by stating that the petitioner refused to marry the *de facto* complainant.

6. Considering the nature of the allegations, the totality of the circumstances of the case and upon the fact that the occurrence took place during 2025 and the FIR came to be registered on 26.02.2026, this Court is of the firm view that at this length of time, custodial interrogation of the petitioner is not required. Hence, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the learned **XXIII Metropolitan Magistrate, Chennai District**, on condition that the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only), with two sureties each, for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:



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(a) If the petitioner(s) fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) The sureties shall affix their photographs and left thumb impression in the application for surety ship (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(c) The petitioner(s) 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;

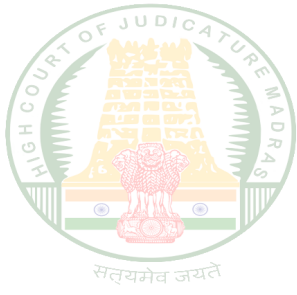
(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner(s) in accordance with law as if the conditions have been imposed and the petitioner(s) released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]*;

(e) If the petitioner(s) thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

8.This Criminal Original Petition is ordered accordingly.

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To

1.The XXIII Metropolitan Magistrate,
Chennai District

2.The Inspector of Police,
Vadapalani All Women Police Station (W.27)
Chennai District.

3.The Public Prosecutor,
High Court of Madras, Chennai.



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C.KUMARAPPAN, J.

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