



Crl.O.P.No.27604 of 2024

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A.D.JAGADISH CHANDIRA.,J.

The petitioners, who apprehends arrest at the hands of the respondent police for the offence punishable under Sections 296(b), 115(2), 118, 351(3) of BNS 2023 and Section 4 of Tamilnadu Prohibition of Women Harassment Act in Crime No.391 of 2024, seeks anticipatory bail.

2. The case of the prosecution is that one Suganya Suresh lodged a complaint against the petitioners stating that they attacked with hands and caused injuries to her and they abused her in filthy language and threatened her with dire consequences. Hence the case.

3. Learned counsel appearing for the petitioners submitted that the petitioners are an innocent person and they have been falsely implicated in this case. He also submitted that the petitioners are no way connected with the alleged offence and the case in counter. Hence, he prayed to grant anticipatory bail to the petitioners.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police submitted that due to the previous enmity, there was some wordy quarrel. He further submitted that no previous cases are pending



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against the petitioners. However, he opposed for granting anticipatory bail to the petitioners.

5. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case, the submissions made by the learned counsel on either side, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance before the *learned District Munsif cum Judicial Magistrate, Gummidipoondi*, 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 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 petitioners shall report before the respondent police everyday at 10.30 a.m., for a period of four weeks and thereafter every Saturday until further orders;

(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;

(f) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

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