



Crl.O.P.No.1497 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.01.2025

CORAM

THE HON'BLE MR. JUSTICE **A.D.JAGADISH CHANDIRA**

Crl.O.P.No.1497 of 2025

Kishore Babu

... Petitioner

Vs.

State represented by;
The Inspector of Police,
J-3, Guindy Police Station,
Guindy,
Chennai 600 015.
Crime No.14 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioners on Anticipatory bail in the event of his arrest in the above Crime No.14 of 2025 on the file of the respondent.

For Petitioner : Mr.K.G.Senthil Kumar

For Respondent : Mr.S.Santhosh
Government Advocate (Crl.side)



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ORDER

Apprehending arrest in connection with Crime No.14 of 2025 registered for the offences punishable under Sections 296(b), 118 (1), 127 (2) of BNS and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, the present petition has been filed seeking anticipatory bail.

2. The case of the prosecution is that the accused due to money dispute the petitioner abused and assaulted the defacto complainant. Hence, the case.

2. Pleading innocence on the part of the petitioner, false implication in the case, learned counsel for the petitioner seeks indulgence of this Court. Learned counsel for the petitioner would submit that there was a money dispute between the petitioner and the defacto complainant for getting her share who was an erstwhile partner. He further submitted that the petitioner is innocent and he has been



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unnecessarily roped in this case. He also submits that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

3.The case of the prosecution as putforth by the learned Government Advocate (Crl. Side) appearing for the respondent Police, opposing for grant of anticipatory bail, is that there was a money dispute between the petitioner and the defacto complainant. He further submitted that the petitioner abused the defacto complainant in filthy language and abused her and assaulted her with water bottle. He further submits that there is no previous case pending against him.

4. Having heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondent Police and perused the materials available on record, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions and accordingly the petitioner is ordered to be released on bail in the event of arrest or on his appearance within a period of fifteen days from the date of receipt of



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a copy of this order, before the learned IXth Metropolitan Magistrate, Saidapet, on condition that the petitioner 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 said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] the petitioner shall report before the respondent Police daily at 10.30 a.m for a period of two weeks and thereafter on every Saturday at 10.30 a.m until further orders;

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioner 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 petitioner released on bail by the learned Magistrate/Trial



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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.

30.01.2025

dpq

To

1.The Inspector of Police,
J-3, Guindy Police Station,
Guindy,
Chennai 600 015.

2. The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA.,J.

dpq

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