



Crl.OP.No.6122 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED : 12.03.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.OP.No.6122 of 2025

Ilavasaran ... Petitioner /Accused
Vs.
State rep. by
Station House Officer,
Cyber Crime Police Station,
Puducherry. ... Respondent/ Complainant
Crime No.3 of 2025

Prayer: Criminal Original Petition filed under Section 482 of Bharatiya Nyaya Sanhita, 2023, to enlarge the petitioner on bail in the event of his arrest concerned in Crime No.3 of 2025 on the file of the respondent police.

For petitioner : Mr.V.Jegadeesan
For Respondent : Mr.K.S.Mohandoss,
Additional Government Pleader
(Pondicherry)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 79, 351(3) of BNS and Section 67 and 67(A) of the Information Technology Act, 2000, in Crime No.3 of 2025, seeks anticipatory bail.



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3. The learned counsel for the petitioner would submit that the allegations are false and, in any case, without prejudice to his defence, the petitioner has sincerely expressed his apologies to the defacto complainant; and that the petitioner will never indulge in such offences again and sought for anticipatory bail to the petitioner.

4. Heard the learned Government Advocate (Crl.Side), who reiterated the prosecution case.

5. The petitioner, without prejudice to his defence, has now filed an undertaking affidavit that he will not disturb the defacto complainant anymore; and that he will not indulge in such offences in the future.



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6. Considering the nature of the allegations and the aforesaid facts, and since custodial interrogation of the petitioner is not required for the purpose of investigation, this court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **Judicial Magistrate, Puducherry**, on condition that the petitioner shall execute a separate 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 petitioner and 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 petitioner shall report before the respondent

WEB COPY police daily at 10:30 a.m. until further orders.

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

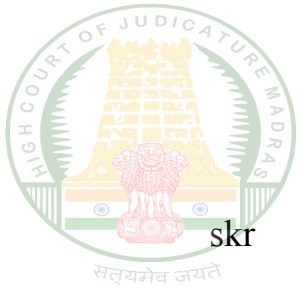
[d] the petitioner shall not abscond either during investigation or trial.

[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 Court himself as laid down by the Hon'ble Supreme Court in *“P.K.Shaji -vs- State of Kerala”* reported in **(2005) AIR SCW 5560**.

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

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Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No
Internet: Yes/No



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1. Station House Officer,
Cyber Crime Police Station,
Puducherry.
2. The Public Prosecutor,
Madras High Court,
Chennai.
3. Learned Judicial Magistrate, Puducherry



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SUNDER MOHAN, J.

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