



WEB COPY

Crl.O.P.No.7420 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-03-2025

CORAM

**THE HONOURABLE MR JUSTICE SUNDER MOHAN**

**CRL O.P NO.7420 of 2025**

Lingesh @ Lingeshkumar, aged 27 years  
S/o. Ramamoorthi

....Petitioner/ Sole Accused

Vs

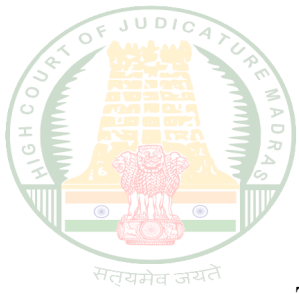
State represented by  
The Inspector of Police,  
All Women Police Station  
MKB Nagar,  
Pulianthope, Chennai.  
(Crime No.9 of 2025)

....Respondent

**PRAYER :** Criminal Original Petition filed under Section 482 of Bharatiya  
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory  
bail in the event of his arrest **in Crime No.9 of 2025**, on the file of the  
respondent police.

**For Petitioner** : Mr. K. Prasath

**For Respondent** : Mr. S. Balaji  
Government Advocate (Crl. Side)



*Crl.O.P.No.7420 of 2025*

## **ORDER**

WEB COPY

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 69, 75(1)(ii) and 351 of BNS Act (Sections 354A(1)(ii) and 503 of I.P.C), in Crime No.9 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and the defacto complainant had a love affair and that the petitioner, on a false promise of marriage, had sexual intercourse with the defacto complainant and also took nude photographs of the defacto complainant and threatened her for money.

3. The learned counsel appearing for the petitioner would submit that it is a case of consensual affair and since the marriage did not take place, the defacto complainant had made a false complaint that the petitioner had taken a nude pictures of her and threatened her and that pursuant to the directions of this Court, the petitioner had appeared before the respondent police and surrendered his mobile phone before the investigating Officer.

4. The learned Government Advocate (Crl. Side) appearing for the



respondent police confirmed the aforesaid facts and also submitted that the petitioner had appeared for enquiry and that no photographs of the defacto complainant was found in the mobile phone of the petitioner.

5. Considering the aforesaid facts and the fact that the petitioner and defacto complainant had a consensual relationship, this Court is of the view that custodial interrogation of the petitioner is not required for further investigation. However, it is made clear that if the petitioner threatens the defacto complainant with any intimate pictures, the respondent may file a petition for cancellation of bail.

6. 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 on which the order copy made ready, before **the learned Metropolitan Magistrate Additional Mahila Court, Egmore, Chennai**, 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 learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further



WEB COPY



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.

**[b] the petitioner shall report before the respondent police everyday 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 [(2005)AIR SCW 5560].

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



WEB COPY

bga



*Crl.O.P.No.7420 of 2025*

**24.03.2025**



WEB COPY



*Crl.O.P.No.7420 of 2025*

**SUNDER MOHAN, J.**

bga

To

1. The Metropolitan Magistrate Additional Mahila Court,  
Egmore, Chennai
2. The Inspector of Police,  
All Women Police Station  
MKB Nagar,  
Pulianthope, Chennai.  
(Crime No.9 of 2025)
3. The Public Prosecutor, High Court, Madras.

**Crl.O.P. No.7420 of 2025**

**24.03.2025**