

CRL OP NO. 9764 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **02-04-2025**

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 9764 of 2025

- 1.Sasi Kumar
- 2.Kumar
- 3.Vijaya

Petitioner(s)

Vs

State Through
The Inspector Of Police, Poonamallee Police Station,
Avadi City.

In Crime No.77/2025

Respondent(s)

For Petitioner(s):

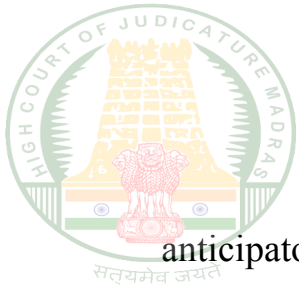
Mr.J.Sadam Hussain

For Respondent(s):

Mr.S.Balaji
Government Advocate (Crl.Side)

ORDER

The petitioners, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 126(b), 296(b), 118(1) and 351(3) of BNS, 2023 and Section 4 of of Tamil Nadu Prohibition of Harassment of Women Act, 2002 in Crime No.77 of 2025, on the file of the respondent police, seek



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anticipatory bail.

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2. The case of the prosecution is that a wordy quarrel arose between the petitioners and the defacto complainant; and that the petitioners attacked the defacto complainant and abused the defacto complainant in filthy language.

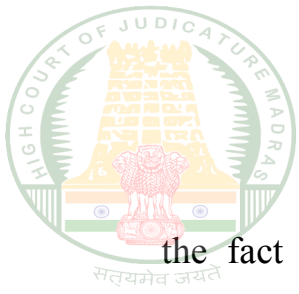
Hence, this case.

3. Learned counsel appearing for the petitioners would submit that the petitioners are innocent and they have been falsely implicated in this case; that the petitioners are ready to produce solvent sureties and to abide by any conditions that may be imposed by this Court and also undertake to appear and to co-operate for the investigation, and prayed for anticipatory bail to the petitioners.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police who is opposing for granting anticipatory bail to the petitioners reiterated

the prosecution case and submitted that a case in counter has been lodged by the petitioners herein against the defacto complainant.

5. Taking note of the facts and circumstances of the case, considering the



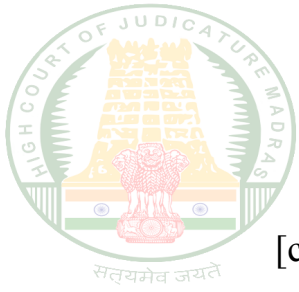
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the fact that there is a counter case and since custodial interrogation of the petitioners are not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are 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 Judicial Magistrate No.2, Poonamallee**, on condition that the petitioners shall execute a separate bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only) each with two sureties** 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 petitioners 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 petitioners shall report before the respondent police, everyday at 10:30 a.m., until further orders;



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[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].

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

02-04-2025

msv

To

The Inspector Of Police,
Poonamallee Police Station,
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SUNDER MOHAN, J.

msv

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