



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.05.2025

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THE HON'BLE MR. JUSTICE N.SENTHILKUMAR

Crl.O.P.No.11062 of 2025

Ashok

... Petitioner/Accused 1

Vs.

State rep by
The Inspector of Police,
W-5, All Women Police Station,
Selaipur, Chennai.

(Crime No.7 of 2025)

... Respondent

PRAYER: This criminal original petition has been filed under Section 482 of BNSS to enlarge the petitioner on anticipatory bail in Crime No.7 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.M.I.Javid Akbar

For Respondent : Mr.A.Gopinath
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed by the petitioner, who apprehends arrest at the hands of the respondent, seeking anticipatory bail in Crime No.7 of 2025 registered for the offence under Sections 498(A), 294(b), 506(1) of IPC and Section 4 of Dowry Prohibition Act.



2.It is the case of the prosecution that the petitioner and the defacto complainant are husband and wife; that the petitioner had caused cruelty to the defacto complainant and demanded dowry; that when she refused the same, the petitioner along with the other accused abused the defacto complainant in filthy language, assaulted her and harassed her. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that there was matrimonial differences between the petitioner and the defacto complainant, due to which, a false complaint has been foisted. He would further submit that the co-accused/A2 and A3 were granted anticipatory bail by this Court in Crl.O.P.No.8287 of 2025 on 20.03.2025. He would further submit that the petitioner is ready to abide by any condition that may be imposed by this Court and sought for anticipatory bail.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and confirmed that the co-accused have been granted anticipatory bail by this Court.

5.Heard the learned counsel on either side and perused the



materials available on record.

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6.Considering the facts and circumstances, the relationship between the parties and the fact that the co-accused have been granted anticipatory bail by this Court in CrI.O.P.No.8287 of 2025 on 20.03.2025, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of copy of this order, before the **Judicial Magistrate – II, Tambaram**, on condition that the petitioner shall execute a bond for 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 conditions 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;

[b] the petitioner shall report before the respondent police everyday at 10.30 a.m., until further orders:



[c] the petitioner shall not abscond either during investigation or trial;

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[d] the petitioner shall not tamper with evidence or witness 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.

21.05.2025

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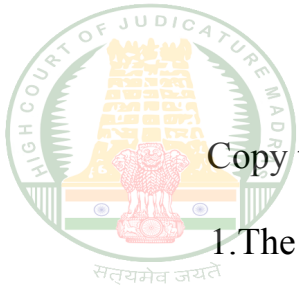
Note :

1.Registry is directed to forthwith upload this order in the official website of this Court.

2.All concerned to act on this order being uploaded in official website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in official website of this Court will be watermarked and will also have a QR code.

N.SENTHILKUMAR, J.

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Copy to:

1.The Judicial Magistrate – II, Tambaram.

2.The Inspector of Police,
W-5, All Women Police Station,
Selaiyur, Chennai.

3.The Public Prosecutor,
High Court of Madras.

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