



Crl.OP.No.14760 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 09.05.2025

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

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1. Bakkiyalakshmi

2. S.Sharmila

3. R.Saravanan

... Petitioner(s) /Accused

Vs.

State rep. by

Inspector of Police,

H-6, RK Nagar Police Station,

Chennai.

... Respondent(s)/ Complainant

Crime No.318 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 in Crime No.318 of 2025 pending on the file of the respondent police.

For petitioner(s) : Mr.S.Magesh Kumar

For Respondent(s) : Dr.C.E.Pratap

Government Advocate (Crl.Side)

ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Section 191(2), 126(2), 296(b), 115(2), 75, 76, 324(2) and 351(2) of BNS, 2023 r/w Section 4 of TNPHW



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Act in Crime No.318 of 2025 seek anticipatory bail.

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2. The case of the prosecution is that on account of prior enmity, the petitioners along with the other accused attacked the defacto complainant and abused her in filthy language.

3. The learned counsel appearing for the petitioners submitted that the allegations are false; and that in any case, custodial interrogation is not required and sought for anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of anticipatory bail to the petitioners, reiterated the prosecution case and on instructions submitted that injured has been discharged from the hospital; and that the petitioners have no bad antecedents.

5. Considering the nature of allegations, the fact that the injured has been discharged from the hospital; the petitioners have no bad antecedents and since, custodial interrogation of the petitioners is not required for the



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purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, this Criminal Original Petition stands allowed and the petitioners are ordered to be released on anticipatory bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned XV Metropolitan Magistrate, George Town**, on condition that the petitioner shall execute a 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 learned Magistrate concerned and on further condition 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 petitioners shall report before the respondent Police, everyday at 10.30 a.m., for a period of one month and thereafter, as and when required for interrogation;

[c] the petitioners shall not abscond either during investigation or



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trial;

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[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 absconds, a fresh FIR can be registered under Section 269 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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Note:

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- 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.**

To

1. Inspector of Police,
H-6, RK Nagar Police Station, Chennai.
2. The Public Prosecutor,
Madras High Court, Chennai.
3. XV Metropolitan Magistrate, George Town.



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L.VICTORIA GOWRI, J.

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