



WEB COPY

CRL OP No. 14989 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-05-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 14989 of 2025

1. S.Raj Prith

S/o.Shanmugam, No.1/6, Eswaran
Kovil Street, Cheyyur Taluk, Cheyyur,
Kancheepuram

2. SHANMUGHAM

S/o.Govindasamy, No.1/6, Eswaran
Kovil Street, Cheyyur Taluk, Cheyyur,
Kancheepuram

3. EZHILARASI

W/o.Shanmugam, No.1/6, Eswaran
Kovil Street, Cheyyur Taluk, Cheyyur,
Kancheepuram

Petitioner(s)

Vs

1. The State Rep By Its,
The Inspector of Police, All Women
Police Station, Melmaruvathur,
Chengalpattu, District Cr.No.25 of
2025.



Respondent(s)

PRAYER

To grant an Anticipatory Bail enlarging these Petitioners on Bail in the event of arrest by the Respondent Police in Cr.No.25 of 2025 pending on the file of the Respondent Police

For Petitioner(s): Vivekanandan J
E.Kotteeswaran

For Respondent(s): Mr.R.Vinothraja
Government Advocate(Crl.Side)

ORDER

The petitioners, apprehend arrest for the alleged offences under Sections 85, 351(2) of BNSS (u/s.498-A, 506(ii) of IPC and Sec.4 of Women Harassment Act, in Crime No.25 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the 1st petitioner is the husband of the de-facto complainant and the 2nd and 3rd petitioners are father-in-law and mother-in-law of the de-facto complainant. It is alleged that the 1st petitioner abused and attacked the de-facto complainant and also demanded more dowry from her. Hence, the complaint.



WEB COPY

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have not committed any such offence as alleged by the prosecution. He further submitted the matrimonial dispute has been given to a criminal colour. However, on instructions, the learned counsel further submits that the petitioners are ready and willing to abide by any conditions that may be imposed by this Court and hence, he prays to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that it is a case of matrimonial dispute and based on the complaint given by the de-facto complainant, a case has been registered against the petitioners. Hence, he opposed for grant of anticipatory bail to the petitioners.

5. Heard both sides and perused the materials available on record.

6. Taking note of the facts and circumstances of the case, nature of allegations, submissions made by the learned counsels on either side and it is a case of matrimonial dispute, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.



7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order, before the ***learned District Munsif cum Judicial Magistrate, Cheyyur***, on condition that each of the petitioners 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 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 1st petitioner shall report before the respondent Police, everyday at 10.30 for a period of 30 days and thereafter, as and when required for further interrogation and the 2nd and 3rd petitioners shall report before the respondent police as and when required for further interrogation;

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

[d] the petitioners 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



WEB COPY

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 of B.N.S.

16.05.2025

uma

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 the official website of this Court will be watermarked and will also have a QR code.

To

1. The District Munsif cum Judicial Magistrate, Cheyyur,
2. The Inspector of Police
All Women Police Station
Melmaruvathur, Chengalpattu District.
3. The Public Prosecutor,
High Court of Madras.



WEB COPY

CRL OP No. 14989 of 2025



M.NIRMAL KUMAR, J.

uma

Crl.O.P.No.14989 of 2025

16.05.2025



WEB COPY

CRL OP No. 14989 of 2025

