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CRL OP No. 15044 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. 15044 of 2025

1. Kavi Kumar

S/o.Ashok Kumar, No.102, Melcolony,
Mukkurambi, Tiruvannamalai.

2. Valarmathi

W/o. Ashok Kumar, NO.102,
Melcolony, Mukkurambi,
Tiruvannamalai.

Petitioner(s)

Vs

1. The State represents by, The
Inspector of Police,
AWPS-Arni, Tiruvannamalai District.
(Crime No. 17 of 2025)

Respondent(s)

PRAYER

To enlarge the Petitioner on bail in the event of his arrest by the respondent police concerned in Crime.No.17 of 2025 on the file of AWPS-Arni, Tiuvannamalai District.



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For Petitioner(s): Mr. Kalaikumar S

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

ORDER

The petitioners, apprehend arrest for the alleged offences under Sections 498(A) and 506(i) of IPC, in Crime No.17 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the marriage between the 1st petitioner and the de-facto complainant took place on 09.06.2019 and thereafter, on 24.04.2025, the 1st petitioner along with her mother/A2 abused her in filthy language, assaulted her and demanded dowry from her. Hence, the complaint.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any such offence as alleged by the prosecution. 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 reiterated the prosecution case and submitted that it is a case of matrimonial dispute. However, 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 Judicial Magistrate, Arni***, 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 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 action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail



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CRL OP No. 15044 of 2025



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

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

To

1. The Judicial Magistrate, Arni
2. The Inspector of Police

AWPS-Arni, Tiruvannamalai District.

3. The Public Prosecutor,
High Court of Madras.



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CRL OP No. 15044 of 2025



M.NIRMAL KUMAR J.

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CRL OP No. 15044 of 2025

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