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CrI.O.P.No.16012 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.07.2025

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THE HONOURABLE MR JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.16012 of 2025

Nagajothi

... Petitioner

Vs

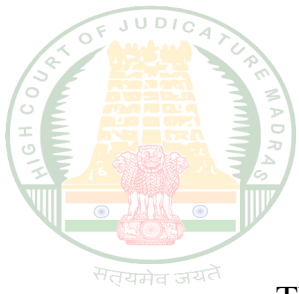
State: Inspector of Police,
Ambattur Police Station,
Ambattur, Redhills, Tiruvallur District.
Crime No.(432 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on
anticipatory bail in connection with the Crime No.432 of 2025 dated
15.05.2025 pending investigation on the file of the respondent.

For Petitioner : Mr.M.J.Srinivas

For Respondent : Mr.V.Meganathan,
Government Advocate (Criminal Side)



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ORDER

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The petitioner, who apprehends arrest at the hands of the respondent Police for the offences punishable under Sections 296(b), 115(2), 118(1) and 351(3) of BNS, 2023 in Crime No.432 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner/A2 and A1 are spouses and the defacto complainant is father of A1. On 07.05.2025 at about 06.00 p.m., when the defacto complainant was in the house, the petitioner and her husband/A1 picked up quarrel with the defacto complainant seeking share in the property and started assaulting the defacto complainant and his wife. Hence, the complaint.

3.The learned counsel for petitioner submits that the petitioner is an innocent person and he has nothing to do with the alleged offence. He further submits that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

4.Learned Government Advocate (Criminal Side) appearing for the



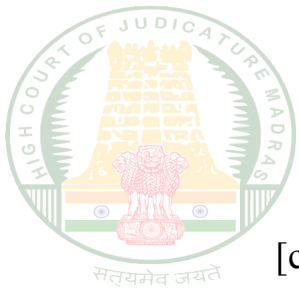
respondent Police submits that due to attack of the petitioner and her husband, the defacto complainant sustained injuries, admitted in the hospital for twenty days and now discharged.

5.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Ambattur on condition that the petitioner 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 said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b]The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identify proofs to ensure their identity;



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[c] the petitioner shall report before the respondent Police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation.

[d] the petitioner shall not directly or indirectly cause any threat to the defacto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;

[e] the petitioner shall make himself available for interrogation by a Police officer as and when required;

[f] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for Police custody beyond the first fifteen days, they shall comply to the directions as may be given by the Court in this regard;

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

[h] 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 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];

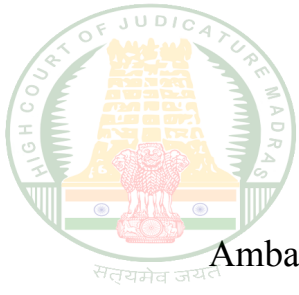
[i] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

03.07.2025

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To

1.The Judicial Magistrate,



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2.The Inspector of Police,
Ambattur Police Station,
Ambattur, Redhills,
Tiruvallur District.

3.The Public Prosecutor,
Madras High Court.



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M.NIRMAL KUMAR, J.

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