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CrI.O.P.No.16438 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.06.2025

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THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No.16438 of 2025

Suresh

... Petitioner

Vs.

State represented by,
The Inspector of Police,
Aminjikarai Police Station,
Chennai.
(Crime No.303 of 2025)

... Respondent

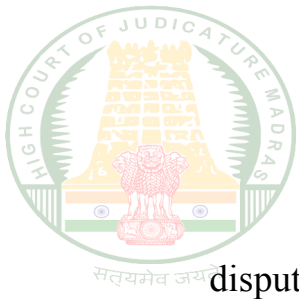
PRAYER : Criminal Original Petition has been filed under Section 482 of BNSS to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No.303 of 2025 pending on the file of the respondent Police.

For Petitioner : Mr.C.R.Gokulvisvas

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

ORDER

The petitioner, who apprehends arrest at the hands of the respondent for the offences under Sections 296(b), 115(2), 118(1) and 329 (4) of BNS and Section 4 of TN Prohibition of Harassment of Women Act in Crime No.303 of 2025, seeks anticipatory bail.



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2. The case of the prosecution is that on account of the family dispute, the accused had abused the de facto complainant in filthy language, assaulted her. Hence the case.

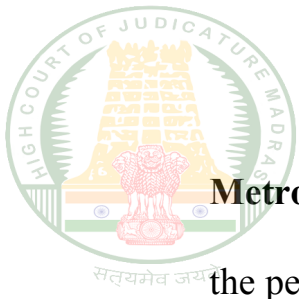
3. Learned counsel appearing for the petitioner submitted that the petitioner is innocent and due to family dispute, a false complaint has been lodged against the petitioner. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed for grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and opposed for grant of anticipatory bail to the petitioner.

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

6. Considering the above facts and circumstances of the case and also taking note of the fact that the case arises out of a family dispute, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned



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Metropolitan Magistrate No.V, Egmore, Chennai, 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 learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed 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 petitioner shall report before the respondent Police everyday at 10.30.a.m., for a period of two weeks and thereafter, as and when required for interrogation;

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

[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



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G.K.ILANTHIRAIYAN, J.

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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.

23.06.2025

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To

1. The Metropolitan Magistrate No.V,
Egmore, Chennai.
2. The Inspector of Police,
Aminjikarai Police Station,
Chennai.
3. The Public Prosecutor,
High Court, Madras.

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