



Crl.O.P.No.16640 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.06.2025

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.16640 of 2025

Vinothkumar

... Petitioner

Vs.

State rep. by
The Inspector of Police,
Veppadai Police Station.
Namakkal District.
Crime No.82 of 2025.

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner on bail in Crime No.82
of 2025 pending on the file of the Respondent police.

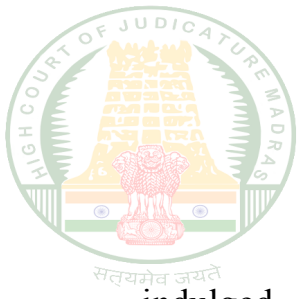
For Petitioner : Mr.M.Vijaya Ragavan

For Respondent : Mr.L.Baskaran
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
16.05.2025, for the offence punishable under Sections 296(b), 115(2), 74, 351(2)
of BNS & Section 4 of Tamil Nadu Prohibition of Harassment of Women Act,
2002 in connection with Crime No.123 of 2025, registered on the file of the
respondent, seeks bail.

2. The case of the prosecution is that the petitioner is alleged to have



CrI.O.P.No.16640 of 2025

indulged in showing an indecent gesture against the wife of the defacto complainant. Hence the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person. He also submitted that the petitioner is in no way connected with the alleged offence. He further submitted that the petitioner is ready to abide by any stringent condition 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, while opposing for grant of bail to the petitioner, reiterated the prosecution case and further submitted that the petitioner has no previous case pending against him. He further submitted that 164 statement also recorded from her.

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

6. Considering the facts and circumstances of the case, submissions made by the learned counsel on either side and also considering the period of incarceration of the petitioner and the petitioner herself is ready to abide by any condition, this Court is inclined to grant bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with



CrI.O.P.No.16640 of 2025

two sureties, each for a like sum to the satisfaction of the learned **Judicial**

Magistrate, Komarapalayam, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] 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 further interrogation;

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

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[e] 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, he shall comply to the directions as may be given by the Court in this regard;

[f] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions have been imposed and the petitioner 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)13 SCC 283]**;

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

13.06.2025

M.NIRMAL KUMAR,J.

gv



Crl.O.P.No.16640 of 2025

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To

1.The Judicial Magistrate
Komarapalayam

2.The Superintendent
Central Prison
Salem

3.The Inspector of Police,
Veppadai Police Station.
Namakkal District.
Crime No.82 of 2025.

4. The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.16640 of 2025

13.06.2025