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CRL OP No. 19884 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15-07-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 19884 of 2025

1. Manickam

2. Poornima

3. Poovizhi

Petitioner(s)

Vs

The State Rep. by the Sub-Inspector of
Police,
Pullarambakkam Police Station,
Thiruvallur District. (Crime No.104 of
2025)

Respondent(s)

PRAYER

This Criminal Original Petition is filed under Section 482 of BNSS Act 2023 to enlarge the petitioners on bail in the event of their arrest in connection with in Crime No.104 of 2025 on the file of respondent police.

For Petitioner(s): Mr.V.Manimaran

For Respondent(s): M/s. Leonard Arul Joseph
Selvam GA (crl. Side)



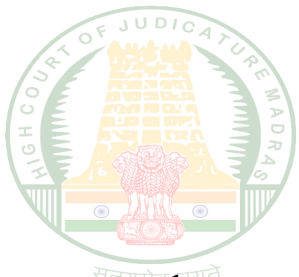
ORDER

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The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(B), 115(2), 118(2) of BNS (Section 294(b), 323, 324 of IPC) read with section 4 of Women Harassment Act in Crime No.104 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to previous enmity, the petitioners along with other accused abused and assaulted the defacto complainant. Hence, the complaint.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and have been falsely implicated in this case. Learned counsel further submitted that petitioners are ready to abide by any condition that may be imposed by this Court for their release. Hence, the learned counsel prays for grant of anticipatory bail to the petitioners.



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4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution's case and strongly opposed for grant of anticipatory bail to the petitioners.

5. Heard the learned counsel for the petitioners and the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record.

6. Considering the submissions made by the learned counsel appearing on either sides, and since, custodial interrogation of the petitioners are not required, 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 days from the date on which the order copy made ready, before **the learned Judicial**



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Magistrate No.II, Thiruvallur 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 proof of payment of deposits, failing which, the

petition for anticipatory bail shall stand dismissed and on further condition that:

[a] if the petitioners 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 identify proofs to ensure their identity;

[c] the petitioners shall report before the respondent police as and when required for interrogation;

[d] the petitioners 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 petitioners shall make themselves available for interrogation by a Police office as and when required;



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[f] the petitioners 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;

[g] the petitioners 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 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)AIR SCW 5560];

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

15-07-2025

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To
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1. The State Rep. by the Sub-Inspector
of Police,
Pullarambakkam Police Station,
Thiruvallur District.
2. The Judicial Magistrate No.II,
Thiruvallur.
3. The Public Prosecutor,
High Court of Madras.



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M.NIRMAL KUMAR J.

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