



Crl.O.P.No.20170 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.09.2025

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THE HON'BLE MRS JUSTICE T.V.THAMILSELVI

Crl.O.P.No.20170 of 2025

Kanniyappan

... Petitioner

Vs.

The State Rep. by,
The Inspector of Police,
T-12, Poonamallee Police Station,
Poonamallee,
Chennai.
Crime No.572 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to grant Anticipatory bail to the petitioner in the event of arrest by the respondent in Crime No.572 of 2025 (On the file of the Inspector of Police, T-12, Poonamallee Police Station, Chennai District) pending investigation of the case.

For Petitioner : Mr.K.Dilli Ganesh

For Respondent : Mr.S.Udayakumar
Government Advocate (Criminal Side)



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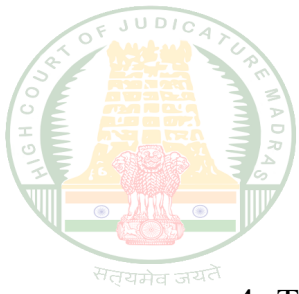
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ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 115(2), 351(3) , 296(b) of BNS, 2023 and Section 4 of TNPHW Act, in Crime No.572 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of prosecution is that the defacto complainant went to the house of the petitioner, who is her ex-husband, to collect her belongings. It is alleged that the petitioner assaulted her and abused her in filthy language. Hence, the complaint was registered against the petitioner.

3. The learned counsel appearing for petitioner submitted that the entire allegation is false, vindictive, wanton and he is no way connected with the offence. He would submit that he has not at all committed any of offence as alleged by the respondent police and he has been falsely implicated in this case and he will abide by any condition that may be imposed by this court. Hence, he prayed to grant anticipatory bail to the petitioner.



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4. The learned Government Advocate (Crl. Side) appearing for respondent police, opposed the grant of anticipatory bail to the petitioner and submitted that the investigation is almost completed.

5. Considering the above facts and circumstances including the fact that the investigation is almost completed and taking into account the undertaking of the petitioner to abide by any condition that may be imposed by this court, this Court is inclined to grant **interim anticipatory bail** to the petitioner subject to the following conditions.

6. Accordingly, the petitioner is ordered to be released on **interim 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 **Judicial Magistrate No.II, Poonamallee** on condition that the petitioners shall also execute a separate 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 interim anticipatory bail shall stand dismissed and on further condition that:



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[a] the petitioner and 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 on every Sunday at 10.30 a.m. for a period of five weeks;

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond 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 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..

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To

1.The Judicial Magistrate No.II, Poonamallee.

2.The Inspector of Police,
T-12, Poonamallee Police Station,
Poonamallee,
Chennai..

3. The Public Prosecutor,
High Court of Madras.



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T.V.THAMILSELVI, J.

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