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CRL.O.P.No.20669 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.07.2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL.O.P.No.20669 of 2025

Ganapathy

Petitioner

Vs

The State Represented by,
The Sub-Inspector of Police,
Pernamallur Police Station,
Tiruvannamalai District.
Crime No.145 of 2025

Respondent

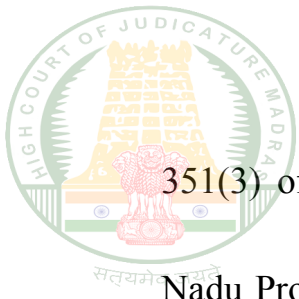
PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.145 of 2025 pending before the respondent police.

For Petitioner : Mr.A.Anbharasu

For Respondent : Mr.R.Vinothraja,
Government Advocate (Crl.side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 07.07.2025, for the offence punishable under Sections 77, 296(b), 115(2),



351(3) of Bharathiya Nagurik Sanitha (B.N.S.) 2023 r/w Section 4 of Tamil

Nadu Prohibition of Women Harassment Act 2002, in Crime No.145 of 2025,

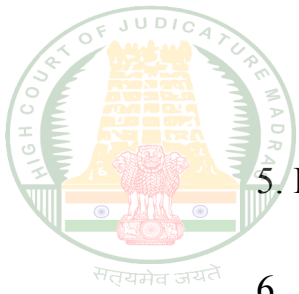
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registered on the file of the respondent, seeks bail.

2. The case of the prosecution is that the petitioner had assaulted the brother of the defacto complainant in the street when he questioned the immoral act done by the petitioner. Hence, this case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He also submitted that the petitioner is in no way connected with the alleged offence, however, he is suffering incarceration from 07.07.2025. 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 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 submitted that the petitioner was arrested on 07.07.2025.



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5. Heard both sides and perused the materials available on record .
6. Considering the facts and circumstances of the case, nature of allegations, submissions made by the learned counsels on either side and considering the period of incarceration undergone by the petitioner, 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 **two sureties** each for a like sum to the satisfaction of the learned **Judicial Magistrate Court, Cheyyur, Tiruvannamalai District** 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, everyday at 10.30 a.m., for a period of three weeks and thereafter, as and when required for interrogation;



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[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.

23-07-2025

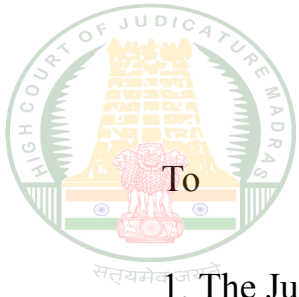
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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



To

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1. The Judicial Magistrate Court, Cheyyur, Tiruvannamalai District.
2. The Sub-Inspector of Police,
Pernamallur Police Station,
Tiruvannamalai District.
3. Vandavasi Prison for men.
4. The Public Prosecutor,
High Court of Madras.



WEB COPY

CRL.O.P.No.20669 of 2



M.NIRMAL KUMAR J.

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CRL.O.P.No.20669 of 2025

23.07.2025