



Crl.O.P.No.20573 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.07.2025

CORAM

**THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR**

Crl.O.P.No.20573 of 2025

N.A.Charles

.. Petitioner

Vs.

The State rep by  
The Inspector of Police  
D3-Podhanur Police Station  
Crime No. 271 of 2025.

... Respondent

**PRAYER :** Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 to enlarge the petitioner on bail pending investigation in Crime No. 271 of 2025 on the file of the respondent police.

For Petitioner : Mr.R.Radha Pandian

For Respondent : Mr.R.Vinoth Raja  
Government Advocate (Crl.side)

**ORDER**

The petitioner, who was arrested and remanded to judicial custody on 18.06.2025, for the offence punishable under Sections 75(2) of BNS, 2023, 67 of IT Act and Section 4 of TNPHW Act in Crime No.271 of 2025, registered on the file of the respondent, seeks bail.



Crl.O.P.No.20573 of 2025

WEB COPY

2. The case of the prosecution is that the petitioner has sent sexually abusive obscene messages to defacto complainant's mobile number and also sent extremely vulgar and disturbing sexual messages. Hence, the 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 18.06.2025. 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 (Crl.side) appearing for the respondent police, submitted that the defacto complainant is an IPS officer trainee and the petitioner is a retired army officer. He submits that the petitioner used to send sexual messages to defacto complainant through facebook, whatsapp. Hence, he strongly opposed to grant bail to the petitioner

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



CrI.O.P.No.20573 of 2025

WEB COPY

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 **District Munsif cum Judicial Magistrate, Madukkarai** 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., until further orders.**

[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



CrI.O.P.No.20573 of 2025

WEB COPY

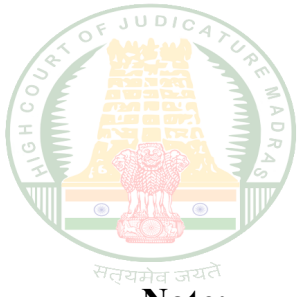
comply to the directions as may be given by the Court in this regard;

[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.

**22.07.2025**

nr



Crl.O.P.No.20573 of 2025

**Note:**

1. Registry is directed to forthwith upload this order in the Official Website of this Court.

2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The District Munsif cum Judicial Magistrate, Madukkarai
2. The Inspector of Police  
D3-Podhanur Police Station
3. The Superintendent,  
Central Jail, Coimbatore.
4. The Public Prosecutor,  
High Court, Madras.



WEB COPY



Crl.O.P.No.20573 of 2025

**M.NIRMAL KUMAR, J.**

nr

**Crl.O.P.No.20573 of 2025**

**22.07.2025**