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Crl.O.P.No.25402 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-09-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.25402 of 2025

Muthulakshmi

... Petitioner/ A5

Vs

The State rep. by,
The Inspector of Police,
Nallur Police Station,
Namakkal District.
(Crime No.89 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in
Crime No.89 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr. J. Dinesh

For Respondent(s) : Mr. A. Gopinath
Government Advocate (Crl. Side)



ORDER

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The petitioner, who was arrested and remanded to judicial custody on 14.07.2025, for the offences punishable under Sections 194 of BNS @ Sections 61(2), 318(4) and 108 of BNS in Crime No.89 of 2025, registered on the file respondent police, seeks bail.

2. The case of the prosecution is that the petitioner colluded with other accused cheated one Shiva Shanmugam by arranging his marriage with one Deepa, who is an already married person and within few days after their marriage, the said Deepa has deserted the said Shiva Shanmugam, thereby he committed suicide. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner was arrested on 14.07.2025 and he is in prison for more than 60 days and final report not yet filed till date. He further submitted that the co-accused was already arrested and released on bail by this Court, vide order dated 15.09.2025 in Crl.O.P.No.24988 of 2025 and the petitioner is ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.



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4. The learned Government Advocate (Criminal Side) appearing for the respondent while opposing the bail to the petitioner, reiterated the prosecution case and submitted that the petitioner is arrayed as A5 in this case and she has one previous case; and that the investigation is pending.

5. Considering the facts and circumstances of the case, the period of incarceration undergone by the petitioner and the fact that the co-accused was already arrested and released on bail, this Court is inclined to grant bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties each** for a like sum to the satisfaction of the **learned Judicial Magistrate, Paramathy** 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;

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[b] the petitioner shall report before the respondent police daily at 10:30 a.m., for a period of four weeks and thereafter, as and when required;

[c] 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]**;

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

18.09.2025

stn

Note :

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



Crl.O.P.No.25402 of 2025

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 Judicial Magistrate,
Paramathy.
2. The Inspector of Police,
Nallur Police Station,
Namakkal District.
(Crime No.89 of 2025)
3. The Superintendent,
Special Prison for Women, Salem.
4. The Public Prosecutor,
High Court of Madras.



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K. RAJASEKAR, J.

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