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Crl.O.P.No.25679 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.09.2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

Crl.O.P.No.25679 of 2025

Imdad Sharief

... Petitioner

Vs.

State rep by
The Inspector of Police,
Bagayam Police Station
Vellore District.
(Cr.No.216 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event of his arrest in Cr.No.216 of 2025 on the file of the respondent police.

For Petitioner : Mr.J.Sadam Hussain

For Respondent : Mr.S.Udayakumar

Government Advocate (Crl. Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offence under Section **329(4), 296(b), 76 and 351(3) of BNS Act, 2023** r/w **Section 3 of Tamil Nadu Prohibition of Harassment of Women Act, 1998** in Crime No.216 of 2025, on the file of the respondent Police, seeks anticipatory bail.



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2. The allegation against the petitioner is that the petitioner was residing in the very same building of the defacto complainant's house. While the defacto complainant was sleep inside her house along with his son, the petitioner herein sneak in to the house and attempted to commit rape. Hence, the case has been registered.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case. He also submits that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal side) for the respondent police, reiterated the prosecution case and submitted that the petitioner trespassed in to the house of the defacto complainant and attempted to commit rape. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the above facts and circumstances of the case, taking note of the submission made by the learned Government Advocate (Criminal Side), and since the allegation against the petitioner is he sneak into the house



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of the defacto complainant and attempted to commit rape, I am not inclined to grant anticipatory bail to the petitioner.

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6. Accordingly, this Criminal Original Petition stands dismissed.

18.09.2025

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To

1.The Additional Mahila Court,
Vellore.

2.The Inspector of Police,
Bagayam Police Station
Vellore District

3.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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