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Crl.OP.No.25808 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.09.2025

CORAM

THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P.No.25808 of 2025

Pandiyan

... Petitioner

Vs.

The State represented by its
Inspector of Police,
Thiruvalam Police Station,
Vellore District.
(Cr.No.109 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, to enlarge the petitioner on bail in the event of
his arrest in Crime No.109 of 2025 on the file of the respondent police.

For Petitioner : Mr.T.Mohanraju

For Respondent : Mr.S.Udaya Kumar
Government Advocate (Crl. Side)

ORDER

The petitioner, who apprehends arrest for the alleged offence under
Sections 296(b), 115(2), 75 of BNS in Cr.No.109 of 2025 on the file of the
respondent police seeks anticipatory bail.

2. The allegation against the petitioner is that he, being a relative of



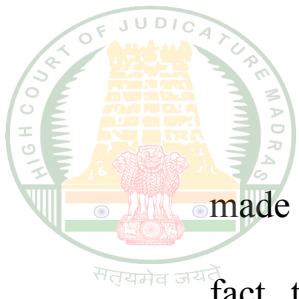
the defacto complainant, went to her house in a half-nude condition and sexually harassed her. Hence, the present complaint.

3. The learned counsel appearing for the petitioner submitted that this petitioner has not committed any such offence as alleged by the prosecution and he had been wrongly implicated in this case . Hence, he prayed to grant anticipatory bail to the petitioner.

4. When this matter is taken up for hearing, though instructions was given to the learned Government Advocate (Crl.Side) appearing for the respondent police except the production of copy of a FIR , no other documents found in the CD File.

5. On perusal of the First Information Report revealed that the defacto complainant had specifically stated that the petitioner herein had caused sexual harassment to her. Further, the defacto complainant had agreed to produce the video clippings of the said act.

6. Considering the facts and circumstances of the case, the averments



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made and the submissions made by both counsel, and taking note of the fact that the petitioner has no previous case and that the custodial interrogation of the petitioner is not necessary. Hence, I am inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance within a period of fifteen (15) days from the date on which the order copy made, before the learned **Judicial Magistrate, Katpadi**, on condition that the petitioner shall execute a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with two **sureties** each for a like sum to the satisfaction learned Magistrate concerned, and on further condition that:

(a) If the petitioner fails to surrender before the concerned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) 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



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Crl.OP.No.25808 of 2025

one of identify proofs to ensure their identity;

(c) **The petitioner shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation;**

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560];***

(e) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

19.09.2025

Vv

To

1. The Judicial Magistrate,
Katpadi.
2. The Inspector of Police,
Thiruvalam Police Station,
Vellore District.
3. The Public Prosecutor
High Court of Madras,
Chennai 600 104.

K.RAJASEKAR, J.



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