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CRL OP No. 28337 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-10-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 28337 of 2025

1. Dhayanithy
2. M.Punniyamoorthy
3. Dhanalakshmi

Petitioners

Vs

The State Represented by
The Inspector of Police,
Nellikuppam Police Station,
Cuddalore District.
Crime No.389/2025

Respondent

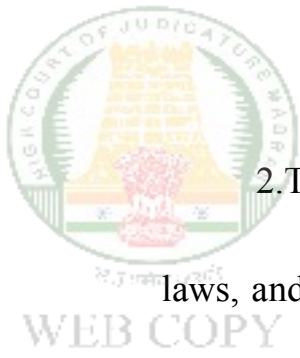
PRAYER Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner on anticipatory bail in the event of his arrest in Crime No. 389 of 2025 on the file of the respondent police.

For Petitioner(s): M/s.Narmadha Sampath

For Respondent(s): Mr.S.Udayakumar
Government Advocate (Crl. Side)

ORDER

The petitioners, who apprehend arrest by the respondent police for the offences punishable under Sections 296(b), 115(2) of BNS Act, 2023 and Section 4 of TNPW Act in Crime No.389 of 2025, seek anticipatory bail.



2.The case of the prosecution is that the first and third petitioners are in-laws, and the second petitioner is the husband of the defacto complainant. On 19.10.2025, at about 8.30 a.m, due to purchase of liquor, there was a domestic quarrel between the first petitioner and the defacto complainant, during which the petitioners attacked the defacto complainant causing injuries and also threatened her with dire consequences.

3.The learned counsel appearing for the petitioners submits that, due to a domestic quarrel, a false case has been foisted against her husband and his family members. He would further submit that they are ready to abide by any conditions that may be imposed by this Court. Hence, he prays for grant of anticipatory bail to the petitioners.

4.The learned Government Advocate (Crl.side) appearing for the respondent police submits that the investigation is still pending and the injured has been discharged from the hospital. However, he opposes the grant of anticipatory bail to the petitioners.



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5. Heard the learned counsel for the petitioners as well as the learned Government Advocate (Crl.side) and perused the materials available on record.

6. Considering the submissions made on both sides and the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

7. Accordingly, the petitioners are ordered to be released on anticipatory bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order before the ***learned Judicial Magistrate No.I, Cuddalore*** on condition that the petitioners shall execute a separate bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand Only), each with two sureties, each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

- (a) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a



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copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall report before the respondent police daily at 10.30 a.m., for a period of one week and thereafter as and when required for interrogation;

(d) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioners shall not abscond either during investigation or trial;

(f) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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) AIR SCW 5560]*; and;

(g) if the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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To

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1.The Inspector of Police,
Nellikuppam Police Station,
Cuddalore District.

2.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR J.

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