



Crl.O.P.No.32722 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.11.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

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S.V.Padmanaban

... Petitioner

Vs.

The State represented by
The Inspector of Police,
GRP Tiruvanmiyur Police Station,
Tiruvanmiyur, Chennai.
(Crime No.311 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner/Accused on bail in
Crime No.311 of 2025 pending on the file of the respondent Police.

For Petitioner : Mr.B.Ramesh Babu

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on
16.11.2024, for the offence punishable under Sections 75(1)(iii) of BNS read



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with Section 4 of TNPHW Act, 2002 in Crime No.311 of 2025, registered on the file of the respondent, seeks bail.

2. The case of the prosecution is that the defacto complainant while traveling in the MRTS Train from Beach to Velacherry at about 09.20.p.m., on 16.11.2025, the petitioner seated in front of the defacto complainant and made gestures with an intention to humiliate her sexually. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has quarreled with the defacto complainant in the train, due to which, false complaint has been lodged as if the petitioner has made sexual gestures against her. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that the petitioner has no previous case.



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However, he opposed for grant of bail to the petitioner.

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5. Considering the period of incarceration and the fact that the petitioner has no bad antecedents, 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 their 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 **IX Metropolitan Magistrate, Saidapet, Chennai** 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



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respondent police daily at 10.30.a.m., for a period of three weeks and thereafter as and when required for interrogation;

[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 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



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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.

28.11.2025

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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.



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To

1.The IX Metropolitan Magistrate, Saidapet, Chennai.

2.The Inspector of Police,
GRP Tiruvanmiyur Police Station,
Tiruvanmiyur, Chennai.

3.The Central Prison-II, Puzhal, Chennai.

4.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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