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CRL OP No.35529 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P.DHANABAL

CRL OP No. 35529 of 2025

Parvez Muaharaf
S/o.Mohammed Riyazudeen,
No.5/6, 2nd Floor, Andavar Nagar, 2nd Street,
Ramapuram, Chennai-600 089.

Petitioner(s)

Vs

State represented by
The Inspector of Police,
R-11 Ramapuram Police Station,
Ramapuram, Chennai District.
Crime No.347 of 2025.

Respondent(s)

Criminal Original Petition filed under Section 482 of B.N.S.S. to grant anticipatory bail to the petitioner in the event of his arrest in Crime No.347 of 2025 pending on the file of the respondent.

For Petitioner(s): Mr.J.Jawahar

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



ORDER

The petitioner/accused, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 296(b) and 115(2) of B.N.S. r/w Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 1998, in connection with the Crime No.347 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that the *de facto* complainant got acquainted with the petitioner through Instagram in 2021; on 10.12.2024, when the *de facto* complainant came to the petitioner's residence, a verbal altercation ensued between them including physical confrontation and hence the case.

3. The learned counsel for the petitioner would contend that the petitioner is innocent of the offences and he is no way connected in this case and his name has been falsely implicated in this case. Hence, the petitioner may be released on anticipatory bail.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that based on the complaint given by the *de facto* complainant, the respondent police registered a case in Crime No.347 of 2025 for the offences under Sections 296(b) and 115(2) of



B.N.S. r/w Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 1998 and the case is under investigation. He would further submit that the injured in this case has been treated as an Out Patient (O.P.) and discharged from the hospital and there is no previous case pending against the petitioner. However, he strongly opposed to grant anticipatory bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the rival submissions on either side, considering the nature of offences, that there was a quarrel between the petitioner and the *de facto* complainant, that the injured has been treated as an O.P. and discharged from the hospital and further considering the fact that there is no previous case pending against this petitioner, I am inclined to grant anticipatory bail to the petitioner subject to the following conditions.

7. Accordingly, this criminal original petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the **Judicial Magistrate No.I, Poonamallee**, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the



satisfaction of the learned Magistrate concerned and on further condition that:

[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the respondent police everyday at 10.30 a.m., for a period of 30 days and thereafter as and when required for interrogation;

[c] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer;

[d] the petitioner shall not leave India without the previous permission of the Court;

[e] the petitioner 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 petitioner in accordance with law as if the 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)AIR SCW 5560]; and

[g] If the accused thereafter abscond, a fresh FIR can be registered under



Section 269 B.N.S.2023.

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nsd

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes; Neutral Citation: Yes/No

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.

To

1. The Judicial Magistrate No.I, Poonamallee.

2. The Inspector of Police,
R-11 Ramapuram Police Station, Ramapuram, Chennai District.
Crime No.347 of 2025.

3. The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

nsd

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