



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.1820 of 2025

Balamuthu Kumar

... Petitioner / Accused No.1

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
All Women Police Station,
Kamudhi,
Ramanathapuram District.
(Crime No.2 of 2025)

... Respondent/Complainant

For Petitioner : Mr.S.Poornachandran,
Advocate

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :-

For Anticipatory Bail in Crime No. 2 of 2025 on the file of the respondent police.



WEB COPY

ORDER: The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 296(b), 115(2), 74, 351(3) of BNS, 2023 and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act and Section 9(1)(10) of the Protection of Children from Sexual Offences Act, in Crime No.2 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is said to have caused harassment to the victim girl and when the same was questioned, he also abused in filthy language the defacto complainant and her husband.

3. Heard the learned counsel on either side and perused the material records of the case.

4. This Court had the advantage of going through the statement recorded from the victim girl under Section 183(5) of BNSS. It is clear that the petitioner and the victim girl had a love affair and the same did not find the favour of the parents. As a result, the complaint has been given.



WEB COPY

5. Accordingly, 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 learned Mahila Court, Ramanathapuram, 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed 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 as and when required for interrogation.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.



WEB COPY

[d] the petitioner shall not abscond either during investigation or trial.

[e] 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].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

Sd/-
30/01/2025

/ TRUE COPY /

/02/2025
Sub-Assistant Registrar
(C.S- I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

pal



TO
WEB COPY

- 1 THE JUDGE,
MAHILA COURT, RAMANATHAPURAM.
- 2 THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
KAMUDHI,
RAMANATHAPURAM DISTRICT.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN

CRL OP(MD) No.1820 of 2025

Date :30/01/2025

ES/SKN/SAR /10.02.2025/ 5P/4C

Madurai Bench of Madras High Court is issuing certified copies in this format from
17/07/2023.