



CRL OP(MD). No.2224 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04.02.2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

CRL OP(MD). No.2224 of 2025

Arunadevi

... Petitioner/ Accused No.2

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
PEW, Theni.

Crime No.4 of 2025

... Respondent/Complainant

For Petitioner : Mr.S.Vikram, Advocate

For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.4 of 2025 on the file of the respondent Police.

ORDER : The Court made the following order :-

This Criminal Original Petition has been filed by the petitioner on 31.01.2025 under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) praying to grant an



order of pre-arrest bail.

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2. The petitioner apprehends arrest at the hands of the respondent Police for the offences punishable under Sections 8(c), 20(b)(ii)(A), 29(1), 25 of the Narcotic Drugs and Psychotropic Substances Act, 1982 and Section 77 of the Juvenile Justice (Care and Protection of Children) Act, 2015 in Crime No.4 of 2025 on the file of the respondent police.

3. The case of the prosecution is that on information about the illegal transportation of ganja, the respondent Police seized 300 grams of ganja from the first accused. The petitioner is the wife of the first accused. Hence, the case.

4. Mr.S.Vikram, learned counsel appearing for the petitioner submits that the petitioner was arrayed as accused falsely. The petitioner did not commit any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.

5. Per contra, Mr.R.Meenakshi Sundaram, learned Additional Public Prosecutor appearing for the respondent Police submits that the the first accused along with the petitioner was in possession of 300 grams of ganja. The petitioner is having one previous case, which is similar in nature. The respondent Police has already filed charge sheet and the same is yet to be taken on file. Accordingly, he prayed to dismiss this Criminal Original Petition.



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6. Heard on both sides. This Court has perused the records.

7. In this case, there are totally two accused. The first accused is none other than the husband of the petitioner. Based on his confession, the petitioner (A2) is implicated in this case. The petitioner is a woman. Considering the quantity of ganja allegedly seized from the co-accused, with a view to give one more opportunity to the petitioner to reform herself, this Court is inclined to grant an order of pre-arrest bail to the petitioner subject to the following conditions:

(i) The petitioner shall be released on bail in the event of her arrest or in the event of her surrender before the learned Judicial Magistrate No.I, Theni, within a period of 15 days from today, on executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) along with two sureties each for a like sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) to the satisfaction of the concerned Judicial Magistrate.

(ii) Thereafter, the petitioner shall appear and sign before the respondent Police at 10.00 a.m. on 10.02.2025, 14.02.2025, 17.02.2025, 21.02.2025, 24.02.2025, 28.02.2025, 03.03.2025, 07.03.2025, 10.03.2025, 14.03.2025, 17.03.2025, 21.03.2025, 24.03.2025 and 28.03.2025.

(iii) The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to -The Criminal Rules of



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Practice, 2019]. The learned Judicial Magistrate shall obtain a copy of any one of
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identity proofs to ensure their identity;

(iv) The petitioner shall furnish her residence address and mobile number to the concerned Judicial Magistrate.

(v) The petitioner shall not, directly or indirectly, cause any threat to the defacto complainant and witnesses and shall not tamper the evidence;

(vi) On breach of any of the aforementioned conditions, concerned Magistrate, or Trial Court as the case may be, is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions are imposed by them as laid down by the Hon-ble Supreme Court in P.K. Shaji vs. State of Kerala [(2005) 13 SCC 283].

8. Accordingly, this Criminal Original Petition is allowed subject to the conditions stated supra.

sd/-
04/02/2025

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



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TO

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1 THE JUDICIAL MAGISTRATE NO.I,
THENI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THENI DISTRICT.

3 THE INSPECTOR OF POLICE,
PEW,
THENI.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.S.VIKRAM, Advocate (SR-1367[I] dated 04/02/2025)

ORDER IN
CRL OP(MD) No.2224 of 2025
Date :04/02/2025

SA/SKN/SAR. /24.02.2025/5P/6C

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