



CRL.OP(MD). No.3334 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.03.2025

PRESENT

THE HON'BLE MR.JUSTICE R.SAKTHIVEL

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1.Ram Vignesh
2.Meenalochani
3.Gunaseharan

... Petitioners/ A1 to A3

Vs.

The State of Tamil nadu
rep by the Inspector of Police,
All Women Police Station,
Srirangam, Trichy District.
Crime No.6 of 2025

... Respondent / Complainant

PRAYER :- The Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 praying to enlarge the petitioners /A1 to A3 on bail in the event of their arrest in Crime No.6 of 2025 on the file of the respondent-Police.

For Petitioners : Mr.B.Jameelarasu

For Respondent : Mr.K.Sanjai Gandhi,
Government Advocate
(Criminal Side)

For Defacto
complainant: Mr.Mohan.N

ORDER : The Court made the following order :-

<https://www.mhc.tn.gov.in/judis> This Criminal Original Petition has been filed by the petitioners on 19.02.2025



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under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, praying
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to grant an order of pre-arrest bail.

2. The petitioners apprehend arrest at the hands of the respondent- police for the offences punishable under Sections 498(A) and 506(ii) of IPC and Section 4 of Dowry Prohibition Act, 1961, in Crime No.6 of 2025 on the file of the respondent- police.

3. The case of the prosecution is that on 19.03.2018, a marriage was solemnized between the first petitioner and the defacto complainant. The second and third petitioners are in-laws of the defacto complainant. After the marriage of the first petitioner and the defacto complainant, they had no good relationship. Due to some health ailments, the first petitioner, along with other accused persons, used to harass the defacto complainant physically and demand more dowry. They also abused the defacto complainant and also threatened her criminally. Hence, the case.

4. Mr.B.Jameelarasu, learned counsel for the petitioners, submits that the petitioners are innocent persons, and they have not committed any offence as alleged by the prosecution. He further submits that the petitioners have been falsely implicated in this case. He however submits that the petitioners are ready to abide by any conditions that may be imposed by this Court. He further submits that the petitioners are ready to hand over 50 sovereigns of gold, which belongs to the defacto



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complainant and also other things. Accordingly, he prays to grant an order of pre-arrest bail to the petitioners.

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5. Per contra, Mr.K.Sanjai Gandhi, the learned Government Advocate (Criminal Side) appearing for the respondent-police submits that there was a matrimonial dispute between the first petitioner and the defacto complainant. He further submits that the husband and in-laws of the defacto complainant harassed the defacto complainant and thereafter, her demand more dowry, and therefore, if pre-arrest bail is granted to the petitioners, they will cause threat to the defacto complainant and her family members. He accordingly prays for dismissal of this petition.

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

7. Today, the defacto complainant is present. The learned counsel for the petitioners handed over 50 sovereigns of gold jewels and other things to the defacto complainant. The defacto complainant also received the same, and to that effect, she filed an affidavit. The same is recorded.

8. Considering the above and also considering the facts and circumstances of the case, this Court is of the view that custodial interrogation of the petitioners is not necessary. The petitioners have permanent residence. Hence, there is less possibility



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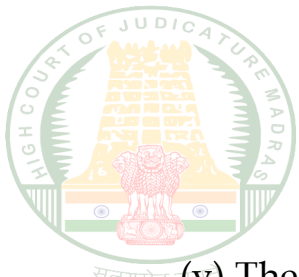
of absconding. Considering the same and with a view to give an opportunity to the
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petitioners to reform themselves, this Court is inclined to grant pre-arrest bail to the
petitioners. Accordingly, pre-arrest bail is granted to the petitioners subject to the
following conditions:

(i) The petitioners shall be released on pre-arrest bail in the event of their arrest
or in the event of their surrender before the learned Judge, Additional Mahila Court,
Tiruchirappalli District, within a period of 15 days from the date on which the order
copy is made ready, on executing a bond for a sum of Rs.10,000/- (Rupees Ten
Thousand only) each along with two sureties each for a like sum of Rs.10,000/-
(Rupees Ten Thousand only) to the satisfaction of the learned Judge, Additional
Mahila Court, Tiruchirappalli District.

(ii) 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
Practice, 2019']. The learned Judge shall obtain a copy of any one of identity proofs to
ensure their identity.

(iii) The petitioners appear and sign before the respondent-police monthly once
i.e., first week of Sunday at 10.00 am., until further orders.

(iv) The petitioners make themselves available for interrogation by a police
officer as and when required.



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(v) The petitioners 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 them from disclosing such facts to the Court or to any police officer.

(vi) The petitioners shall not, directly or indirectly, cause any threat to the defacto complainant and witnesses and shall not tamper the evidence.

(vii) The petitioners shall not enter into the defacto complainant's residence and her workplace.

(viii) The petitioners shall not leave India without the previous permission of the Court.

(ix) The petitioners shall furnish their residential address and mobile number to the concerned Judge.

(x) On breach of any of the aforementioned conditions, the learned Judge, Additional Mahila Court, Tiruchirappalli or Trial Court, as the case may be, is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned conditions are imposed by him as laid down by the Hon'ble Supreme Court in P.K. Shaji vs. State of Kerala [(2005) 13 SCC 283].



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

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/04/2025

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

Rmk
TO

1 THE ADDITIONAL MAHILA JUDGE
ADDITIONAL MAHILA COURT,
TIRUCHIRAPPALLI DISTRICT.

2 THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
SRIRANGAM,
TRICHY DISTRICT.

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

+1 CC to M/s.B. JAMEEL ARASU, Advocate (SR-2979[I] dated 18/03/2025)

ORDER
IN

CRL OP(MD) No.3334 of 2025
Date :17/03/2025

HPS/SAR / 09.04.2025/6P/5C

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