



CRL OP(MD).No.4915 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 25.07.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.4915 of 2025

Alagar Rajesh

.. Petitioner/ Accused No.1

Vs

State of Tamil Nadu,
Rep. by the Inspector of Police,
AWPS Anna Nagar,
Madurai City.
(Crime No. 1 of 2025)

.. Respondent/ Complainant

For Petitioner : Mr.S.Vishnuvardhan

For Respondent : Mr.S.Prakash
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.1 of 2025 on the file of the Respondent Police.



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ORDER: The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 498(A), 406, 420 of IPC and Section 4 of TNPWH Act, in Crime No.1 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant is the wife of this petitioner. The marriage between the defacto complainant and this petitioner was solemnized on 16.09.2015. At that time of marriage, the defacto complainant's parents have given gold jewels, silver articles, and other seethana items to this petitioner. Further, there is no child to them, due to that, the petitioner along with his parents have abused the defacto complainant in filthy language and demanded dowry and harassed her. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that there was difference of opinion between the defacto complainant and this petitioner and they got separated. Further, the defacto complainant has filed a Maintenance Petition in M.C.No.24 of 2023 on the file of the



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learned Family Court, Madurai and filed a Domestic Violence case in DVC.No.169 of 2024 on the file of the Additional Mahila Court (Magistrate level), Madurai and both the cases are still pending for further proceedings. Further, the petitioner filed a restitution of conjugal rights petition in H.M.O.P.No. 163 of 2023 on the file of the learned Family Court, Thoothukudi and the same is pending. He further submitted that co-accused/in laws of the defacto complainant had already been granted anticipatory bail by this Court in Crl.OP(MD).No.4384 of 2025 dated 13.03.2025. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that there is no previous case pending against the petitioner and the investigation is almost completed . He further submitted that co-accused had already been granted anticipatory bail by this Court. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also the fact that co-accused had already been granted anticipatory bail by this Court and the investigation might have been completed, this Court is inclined to grant anticipatory



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bail to the petitioner, subject to certain conditions.

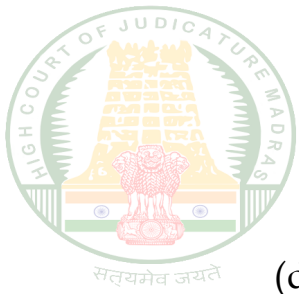
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6. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.VI, Madurai, 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.VI, Madurai, and on further conditions 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 furnish his residential address and mobile number to the learned Judicial Magistrate No.VI, Madurai. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate No.VI, Madurai.

(c) the petitioner shall report before the respondent police daily at 10.00 a.m., until further orders.



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(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(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 of BNS, 2023.

sd/-
25/07/2025

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/08/2025
Sub-Assistant Registrar (C.S.-I/ II /III/ IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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- 1.The Judicial Magistrate No.VI, Madurai.
2. Do through the Chief Judicial Magistrate,
Madurai.
- 3.The Inspector of Police,
AWPS Anna Nagar,
Madurai City.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER
IN

CRL OP(MD) No.4915 of 2025
Date :25/07/2025

PS/SAR.19.08.2025 6P/5C

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