



CRL OP(MD). No.8684 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22.05.2025

PRESENT

The Hon`ble Mr.Justice P.VADAMALAI

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Sudalaimuthu

... Petitioner/
Sole Accused

Vs

The State rep. by
The Inspector of Police,
Sivanthipatti Police Station,
Tirunelveli District.
(Crime No.229 of 2025)

... Respondent/
Complainant

For Petitioner : Mr.S.Sundarapandian,
Advocate.

For Respondent : Mr.P.Kottai Chamy,
Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Section 482 of B.N.S.S.



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PRAYER :-

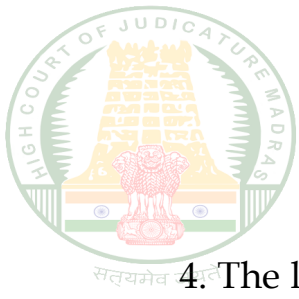
For Anticipatory Bail in Crime No.229 of 2025 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/sole accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b) and 351(2) BNS, 2023, Section 4 of TN Prohibition of Charging Exorbitant Interest Act, 2003 and Section 4 of TN Prohibition of Harassment of Women Act, 2002 in Crime No.229 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant's husband borrowed a sum of Rs.15 lakhs from the petitioner, that since the defacto complainant's husband failed to pay the interest for two months, the petitioner went to the defacto complainant's house and abused the defacto complainant in filthy language and demanded exorbitant interest. Hence, a case has been registered.

3. The learned counsel appearing for the petitioner would submit that the matter has been settled between the parties and he has also produced the copy of the notary affidavit sworn by the defacto complainant. Hence, he seeks bail.



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4. The learned Government Advocate (Crl side) would submit that there was a money dispute between the parties and that there is no previous case pending against the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the fact that the matter has been settled between the parties and that no previous case is pending against the petitioner, this court is inclined to grant anticipatory bail to the petitioner, with certain conditions.

6. 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 Judicial Magistrate No.3, Tirunelveli 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



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Aadhaar card or bank pass book to ensure their identity.

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[b]the petitioner shall report before the respondent police as and when required for interrogation.

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

[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 petitioners are 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

(f)if the accused/petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
22/05/2025

/ TRUE COPY /

/06/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

CSM
TO
1. THE JUDICIAL MAGISTRATE NO.3,
TIRUNELVELI.



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2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.

3. THE INSPECTOR OF POLICE,
SIVANTHIPATTI POLICE STATION,
TIRUNELVELI DISTRICT.

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

ORDER
IN

CRL OP(MD) No.8684 of 2025

Date :22/05/2025

HPS/03.06.2025 /5P/5C

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