



CRL OP(MD). No.8743 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.8743 of 2025

Mathiyalagan,
S/o.Akni Karuppaiah

... Petitioner/ Accused

Vs

The State of Tamil Nadu,
Rep. by, the Sub Inspector of Police,
Sattur Town Police Station,
Virudhunagar District.
(Crime No.144 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.Maya Perumal.S.,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



CRL OP(MD). No.8743 of 2025

PRAYER :-

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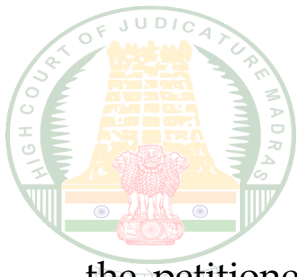
For Anticipatory Bail in Crime No.144 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 329(4) and 75 of BNS, 2023 r/w. Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002 in Crime No.144 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the de-facto complainant and the petitioner reside in the same village. On 03.04.2025, at about 1.25 a.m., while the de-facto complainant was sleeping in her house along with her family, the petitioner entered her house with the intention of outraging her modesty. Hence, a case has been registered.

3. The learned counsel appearing for the petitioner submitted that it is a case, case in counter. A case has also been lodged against the de-facto complainant's husband by the petitioner in Crime No.143 of 2025 on the file of the respondent police. He further submitted that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution. He, however, submitted that



CRL OP(MD). No.8743 of 2025

the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail.

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4. The learned Government Advocate (Crl. side) submitted that the petitioner is the sole accused in this case. During the night, the accused entered into the de-facto complainant's house with the intention of outraging her modesty. He further submitted that no one sustained any injuries due to the incident. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and taking note of the fact that it is a case, case in counter, and that as the date of occurrence is 03.04.2025, by this time most of the investigation might have been completed, and that no one sustained any injuries due to the incident, 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.II, Sattur, on



CRL OP(MD). No.8743 of 2025

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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 Judicial Magistrate No.II, Sattur, 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 furnish his residential address and mobile number to the learned Judicial Magistrate No.II, Sattur. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate No.II, Sattur;

(c) the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

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



CRL OP(MD). No.8743 of 2025

WEB COPY

(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/petitioner thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
04/07/2025

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/07/2025
Sub-Assistant Registrar (C.S.-I/ II /III/ IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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CRL OP(MD). No.8743 of 2025

TO
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- 1.The Judicial Magistrate No.II,
Sattur.
2. Do through the Chief Judicial Magistrate,
Virudhunagar District @ Srivilliputhur.
- 3.The Sub Inspector of Police,
Sattur Town Police Station,
Virudhunagar District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.8743 of 2025
Date :04/07/2025

PS/SAR.22.07.2025 6P/5C

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