



CRL OP(MD)No.8868 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 21.05.2025

PRESENT

The HONOURABLE MR.JUSTICE P. VADAMALAI

CRL OP(MD)No.8868 of 2025

1. A.Sudharsan

2. T.Milton

... Petitioners/
Accused Nos.1 & 2

Vs

The State of Tamil Nadu represented by
The Inspector of Police,
Moolakaraipatti Police Station,
Tirunelveli District.
(Crime No.163 of 2025)

... Respondent/
Complainant

For Petitioners : Mr.V.M.Jagadeesha Pandian

For Respondent : Mr.P.Kottaichamy
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER:-

For Anticipatory Bail in Cr.No.163 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b) of BNS, r/w. Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002, in Crime No.163 of 2025, seek anticipatory bail.

2. The case of the prosecution is that due to a wordy quarrel between the parties, the petitioners are said to have abused the defacto complainant in filthy language and threatened her. Hence, the complaint.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent



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Police submits that there are no previous cases pending against the petitioners.

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5. Considering the nature of allegation in this case and also considering the antecedents of the petitioners, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, this Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate Court, Nanguneri, Tirunelveli District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each 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 Magistrate concerned and on further conditions that:

(a) the petitioners 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 petitioners shall report before the respondent police daily at 10.30 am for



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a period of 30 days and thereafter, as and when required for interrogation;

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(c)the petitioners shall not tamper with evidence or witness either during investigation or trial;

(d)the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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 thereafter abscond, a fresh FIR can be registered under Section 269 of BNS 2023.

sd/-
21/05/2025

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



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TO

- 1 THE JUDICIAL MAGISTRATE
NANGUNERI, TIRUNELVELI DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
TIRUNELVELI.
- 3 THE INSPECTOR OF POLICE,
MOOLAIKARAIPATTI POLICE STATION, TIRUNELVELI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.8868 of 2025
Date :21/05/2025

HPS/02.06.2025 /5P/5C

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