



CRL OP(MD). No.9099 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 13.08.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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- 1.Sudharsan
2. Sundar Rajan
3. Malathy
4. Sakthi Priya
5. Vigneshwaran

... Petitioners/ Accused No.1 to 5

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
All Women Police Station,
Theni,
Theni District.
(Crime No.36 of 2025)

... Respondent/ Complainant

Amended as per order of this Court dated 22.07.2025 in
Crl.MP(MD).No.9437 of 2025 in Crl.OP(MD).No.9099 of 2025.

For Petitioners : Mr.S.Saravanakumar
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER :-For Anticipatory Bail in Cr.No.36 of 2025 on the file of the Respondent Police.

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ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 85, 351(2), 296(b) of BNS Act and Section 4 of DP Act, in Crime No.36 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant has married with the 1st accused and they having 6 months baby. Further, the petitioners have demanded dowry from the defacto complainant and harassed her. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offences as alleged by the prosecution. He further submitted that the 1st petitioner is husband, 2nd petitioner is the father-in-law, 3rd petitioner is the mother-in-law, 4th petitioner is the sister-in-law of the defacto complainant and 5th petitioner is the husband of 4th petitioner. He further submitted that there was a matrimonial dispute between the 1st accused and the defacto complainant, a false case has been given. He further submitted that the petitioners are ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioners.



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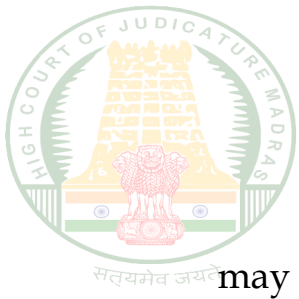
4. The learned Government Advocate (Criminal Side) submitted that the petitioners had demanded dowry from the defacto complainant and harassed her. He further submitted that the investigation is almost completed and there is no previous case pending against the petitioners. However, he opposed for grant of anticipatory bail to the petitioners.

5. Considering the facts and circumstances of the case and also the fact that it is a matrimonial dispute and the investigation has been almost completed, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of their arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the Additional Mahila Court Judicial Magistrate Level, Theni, Theni District, on condition that each of the petitioner shall execute a separate 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 Additional Mahila Court Judicial Magistrate Level, Theni, Theni District, 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



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may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

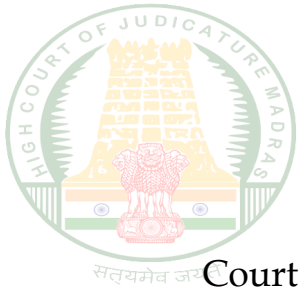
(b) the petitioners shall furnish their residential address and mobile number to the Additional Mahila Court Judicial Magistrate Level, Theni, Theni District. In the event of any change in their residential address, the petitioners shall report the same to the Additional Mahila Court Judicial Magistrate Level, Theni, Theni District;

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

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

(e) the petitioners 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 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



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WEB COPY 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/-
13/08/2025

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

msrm

TO

1 The Judge,
Additional Mahila Court
Judicial Magistrate Level,
Theni, Theni District.

2 The Inspector of Police,
All Women Police Station,
Theni,
Theni District.

3 The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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+1 CC to M/s.S.SARAVANA KUMAR, Advocate SR-8820[I] dated 14/08/2025

ORDER
IN
CRL OP(MD) No.9099 of 2025
Date :13/08/2025

AS/28.08.2025/6P/5C

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