



CRL OP(MD).No.10501 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 01.07.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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Ganesa Murugan

.. Petitioner/ Accused No.3

Vs

State of Tamil Nadu,
Rep. by the Inspector of Police,
All Women Police Station,
Tirunelveli Junction,
Tirunelveli District.
(Crime No.20 of 2025)

.. Respondent/ Complainant

For Petitioner : M/s.C.Geetha

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.20 of 2025 on the file of the Respondent Police.



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WEB COPY ORDER: The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 498 A, 294(b), 406, 355, 506(i) and 109 of IPC, in Crime No.20 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 01.07.2018 at about 06.30 p.m., the petitioner abused the defacto complainant in filthy language and taken her mobile phone to erase all the data which collected against A1. Further, 1st Accused is the husband of the defacto complainant and this petitioner is the brother of A1. 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 the petitioner is the brother of A1, he was falsely implicated in this case. 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.



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4. The learned Government Advocate (Criminal Side) submitted that the accused persons have cheated the defacto complainant for sum of Rs.2 lakhs and 51 sovereign gold. He further submitted that A1 is the Army officer and A2 is relative and this petitioner is arrayed as A3 who is brother of A1. He further submitted that there is no previous case pending against the petitioner and the investigation is almost completed. 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 on date of occurrence on 01.07.2018 and FIR was registered only on 28.05.2025 and the investigation has been almost completed and there is no previous case pending against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

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 Judicial Magistrate No.4, 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



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respondent Police or to the Police Officer, who intends to arrest or to the satisfaction
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of the Judicial Magistrate No.4, Tirunelveli, 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;

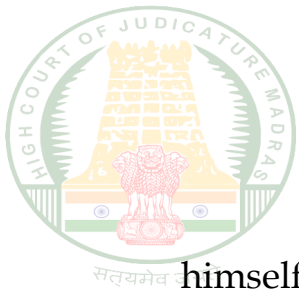
(b) the petitioner shall furnish his residential address and mobile number to the Judicial Magistrate No.4, Tirunelveli, In the event of any change in his residential address, the petitioner shall report the same to the Judicial Magistrate No.4, Tirunelveli.

(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;

(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



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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/-
01/07/2025

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/ /2024
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

To

- 1.The Judicial Magistrate No.4,
Tirunelveli.
2. Do through the Chief Judicial Magistrate,
Tirunelveli.
- 3.The Inspector of Police,
All Women Police Station,
Tirunelveli Junction,
Tirunelveli District.



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

ORDER
IN
CRL OP(MD) No.10501 of 2025
Date :01/07/2025

PS/SAR.18.07.2025 6P/5C

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