



CRL OP(MD). No.10900 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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Nagoorkani,
S/o.Ibrahim

... Petitioner/Sole Accused

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Cumbum South Police Station,
Theni District.
(Crime No.206 of 2024)

... Respondent/Complainant

For Petitioner : Mr.Neelamegam K,
Advocate

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



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PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

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PRAYER :-

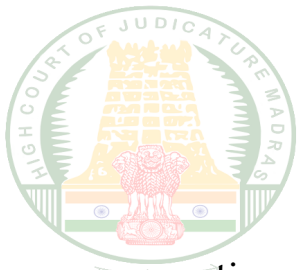
For Anticipatory Bail in Crime No.206 of 2024 on the file of the Respondent Police.

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 296(b), 356(2) and 351(3) of BNS, 2023 r/w. Section 4 of TN Prohibition of Harassment of Women Act, 2002 in Crime No.206 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 18.09.2024, at about 2.40 p.m., the petitioner, along with his wife, went to the scan centre of the de-facto complainant for his wife's checkup. After the scan was completed, the petitioner scolded the employees of the de-facto complainant using filthy language. When the de-facto complainant questioned this, a wordy quarrel arose between them, and the petitioner also criminally intimidated him. Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has not committed any offence as alleged by the



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prosecution. He merely questioned the de-facto complainant and his staffs as to why his wife was being scanned by a male doctor. He further submitted that the petitioner is pursuing his fourth year of Law degree. He, however, submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail for the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that the petitioner is the sole accused in this case, and this is the case of the year 2024. Due to the said incident, no one sustained any injuries. 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 as this is the case of the year 2024, by this time most of the investigation might have been completed, and that no one sustained any injuries, 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 her appearance, within a period of fifteen days from the date on which



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the order copy made ready, before the learned Judicial Magistrate, Uthamapalayam, Theni District, 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 Judicial Magistrate, Uthamapalayam, Theni District, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

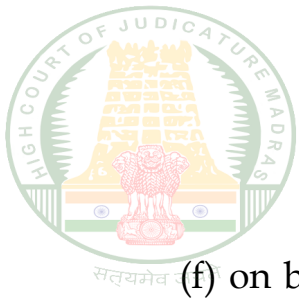
(a) the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Uthamapalayam, Theni District. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Uthamapalayam, Theni District;

(c) the petitioner shall report before the respondent police daily at 05.30 p.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;



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(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/-
30/06/2025

/ TRUE COPY /

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

mkn

TO

1.THE JUDICIAL MAGISTRATE,
UTHAMAPALAYAM, THENI DISTRICT.

<https://www.hmc.tn.gov.in/judis>



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2. DO THROUGH THE JUDICIAL MAGISTRATE,
UTHAMAPALAYAM, THENI DISTRICT.

2.THE INSPECTOR OF POLICE,
CUMBUM SOUTH POLICE STATION,
THENI DISTRICT.

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

ORDER
IN

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Date :30/06/2025

PR/14.07 .2025 6P/5C

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