



CRL OP(MD). No.11255 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.11255 of 2025

M.Sonai Muthu,
S/o.Muthuramalingam

... Petitioner/ A1

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Samayanallur AWPS,
Madurai District.
(Crime No.8 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.S.Balaji Nivas,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER:-

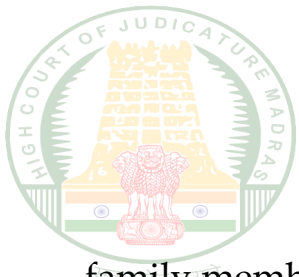
For Anticipatory Bail in Crime No.8 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A1, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 498(A) of IPC in Crime No.8 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and the de-facto complainant are husband and wife. At the time of their marriage, 30 sovereigns of gold jewellery, Rs.5,00,000 in cash, and articles worth Rs.2,00,000 were given by the de-facto complainant's parents. After the marriage, the petitioner, along with the other accused, allegedly demanded additional dowry from the de-facto complainant. Hence, the present case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent persona and is in no way connected with the alleged occurrence as stated by the prosecution. He further submitted that the petitioner has filed a petition in H.M.O.P. No.29 of 2025 before the III Additional Sub Court, Madurai, seeking divorce, which is currently pending. He alleged that due to this, the de-facto complainant has lodged the present false complaint against the petitioner and his



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family members. He, however, submitted that the petitioner is ready to abide by any conditions to be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that the issue pertains to a matrimonial dispute. The petitioner has been arrayed as A1 in this case. A2 to A5 have been granted anticipatory bail on 05.03.2025 by the learned Principal Sessions Judge, Madurai in Crl.M.P.No.1116 of 2025. He further submitted that there are no previous cases registered against the petitioner. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, and taking into account of the fact that as the issue pertains to a matrimonial dispute, the custodial interrogation of the petitioner is not necessary in this case, and that the co-accused have already been granted anticipatory bail, and that there are no previous cases registered against the petitioner, and that the petitioner has already filed a petition seeking divorce, 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



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receipt of a copy of this order, before the learned Judicial Magistrate, Vadipatti on
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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 to the Police Officer, who intends to arrest or to the satisfaction
of the learned Judicial Magistrate, Vadipatti 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 learned Judicial Magistrate, Vadipatti. In the event of any change in his
residential address, the petitioner shall report the same to the learned Judicial
Magistrate, Vadipatti;

(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



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

Sd/-

08.07.2025

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/ /2025

Sub Assistant Registrar(CS)
Madurai Bench of Madras High Court

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TO

1.The Judicial Magistrate,
Vadipatti.

2.Do Through The Chief Judicial Magistrate,
Vadipatti.

3.The Inspector of Police,
Samayanallur AWPS,
Madurai District.



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

ORDER
IN
CRL OP(MD) No.11255 of 2025

Date : 08/07/2025

JJ/23.07.2025 6P/ 5C

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