



CRL OP(MD). No.11960 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.11960 of 2025

Cherma Sundari,
W/o.Thamotharan

... Petitioner/ A2

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Uvari Police Station,
Tirunelveli District.
(Crime No.130 of 2025)

... Respondent/Complainant

For Petitioner : Mr.KA.Raamakrishnan,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.130 of 2025 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

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The petitioner/ A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 77, 79, 351(2) of BNS, 2023 r/w. Sections 66E and 67A of IT Act, 2000 in Crime No.130 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the de-facto complainant and the 1st accused were in a love affair, during which the 1st accused recorded their conversations in the form of audio and video. After the de-facto complainant left the *Villisai* group conducted by the 2nd accused, the 2nd accused threatened her, stating that if she did not continue working with her, the audio and video recordings made by the 1st accused would be published. Subsequently, the said audio and video were circulated via WhatsApp. When the de-facto complainant's mother questioned this act, the 2nd accused threatened her with dire consequences. Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that the petitioner, who has been arrayed as A2, is an innocent person and is in no way connected with the alleged occurrence as stated by the prosecution. She has been falsely implicated in this case. He further submitted that A1 and A3 were arrested and subsequently released on bail. He, however, submitted that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court.



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Hence, he seeks anticipatory bail.

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4. The learned Government Advocate (Crl. side) submits that the petitioner has been arrayed as A2 in this case. A1 and A3 were arrested and subsequently released on bail. The properties have already been recovered. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case, the nature of the offence, and also taking note of the fact that the co-accused were arrested and subsequently released on bail, and that as the properties have already been recovered, custodial interrogation of the petitioner is not necessary at this stage, and that as the date of occurrence is 02.06.2025, by this time most of the investigation might have been completed, 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 arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Rathapuram, Tirunelveli 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, Rathapuram, Tirunelveli District,



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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 her residential address and mobile number to the learned Judicial Magistrate, Rathapuram, Tirunelveli District. In the event of any change in her residential address, the petitioner shall report the same to the learned Judicial Magistrate, Rathapuram, Tirunelveli District;

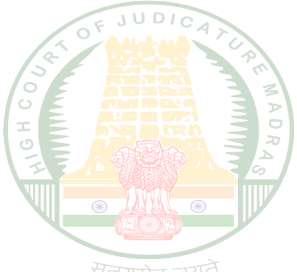
(c) the petitioner shall report before the respondent police daily at 10.30 a.m. until further orders;

(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 herself as laid down by the Hon'ble Supreme Court in

P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560] and;



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(g) if the accused/petitioner thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

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

mkn
TO

- 1 The Judicial Magistrate, Rathapuram, Tirunelveli District.
- 2 Do Through the Chief Judicial Magistrate, Tirunelveli District.
- 3 The Inspector of Police, Uvari Police Station, Tirunelveli District.
- 4 The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

ORDER
IN

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Date :30/07/2025

NBF/SAR- /19/08/2025/ 5P/5C

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