



CRL OP(MD). No.12270 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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C.Dhavamani,
S/o.Chandran,

: Petitioner/Sole Accused

Vs

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

: Respondent/Complainant

For Petitioner : Mr.S.Vijayakumar,
Advocate

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

ORDER : The Court made the following order :-

The petitioner/Sole Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 75, 115(2), 296(b), 329(4)



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of BNS, in Crime No.36 of 2025 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that on 20.06.2025, While the defacto complainant was alone in her house, the petitioner, under the influence of alcohol, entered the premises and misbehaved with her. Hence, the complaint.

3.The learned counsel for the petitioner submitted that the petitioner is innocent and he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner and the defacto complainant are neighbours, previously there was a land dispute between them. In order to wreck vengeance, this false case has been foisted against him and the petitioner is ready and willing to abide any conditions that may be imposed by this Court.

4.The learned Government Advocate (Criminal Side) submitted that on 20.06.2025, While the defacto complainant was alone in her house, the petitioner, under the influence of alcohol, entered the premises and misbehaved with her. He further submitted that the petitioner's earlier anticipatory bail application in Crl.OP (MD)No.10904 of 2025 was dismissed and the petitioner is having three previous cases. However, he opposed to grant anticipatory bail to this petitioner.

5.Considering the facts and circumstances of the case, and taking into account of the fact that even after dismissal of earlier anticipatory bail application, the



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respondent police has not taken effective steps to secure the accused and the occurrence had taken place on 20.06.2025, 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 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 learned Judicial Magistrate, Andipatti, 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate, Andipatti, 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, Andipatti. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Andipatti;

(c) the petitioner shall report before the respondent police daily at 10.30



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a.m., until further orders;

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(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 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/-
23/07/2025

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

das
TO

1 THE JUDICIAL MAGISTRATE, ANDIPATTI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.



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3 THE INSPECTOR OF POLICE, MYLADUMPARAI POLICE STATION,
THENI DISTRICT.

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

+1 CC to M/s.S.VIJAYAKUMAR, Advocate (SR-7976[I] dated 24/07/2025)

ORDER

IN

CRL OP(MD) No.12270 of 2025

Date :23/07/2025

NBF/SAR- /12/08/2025/ 5P/6C

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