



CRL OP(MD). No.12695 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 14/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.12695 of 2025

Padma,
W/o.Karthick

... Petitioner/ A2

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Nachiyarkoil Police Station,
Thanjavur.
(Crime No.299 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.V.G.Vallarasu Chezhiyan,
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.299 of 2025 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

The petitioner/ A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 351(3) and 108 of BNS, 2023 in Crime No.299 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 her husband borrowed a sum of Rs.2,00,000/- from the petitioner's husband/1st accused in the year 2024 by executing a promissory note, agreeing to repay the same within six months. However, the de-facto complainant failed to repay the amount. When this was questioned by the petitioner and her husband, the de-facto complainant lodged a complaint before the respondent police. During enquiry, the petitioner stated that she would settle the matter through Court. Thereafter, on 30.06.2025, at about 8.00 p.m., the petitioner and her husband went to the de-facto complainant's house and threatened the de-facto complainant's husband. As a result, on 01.07.2025, at about 2.00 p.m., the de-facto complainant's husband consumed poison. Hence, a case was registered.

3. The learned counsel appearing for the petitioner submitted that the



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petitioner is an innocent person and has not committed any offence as alleged by the prosecution, and that she has been falsely implicated in this case. He, however, submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Criminal Side), by filing status report, submitted that there are totally two accused persons in this case and the petitioner has been arrayed as A2. He further submitted that the injured has been discharged from the hospital. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case, the nature of the offence, and taking note of the fact that the injured has been discharged from the hospital, and that as the date of registration of FIR is 07.07.2025, by this time most of the investigation might have been completed, this Court is of the view that custodial interrogation of the petitioner is not necessary at this stage. Hence, 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



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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 No.2, Kumbakonam, Thanjavur District, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five 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 No.2, Kumbakonam, Thanjavur 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 her residential address and mobile number to the learned Judicial Magistrate No.2, Kumbakonam, Thanjavur District. In the event of any change in her residential address, the petitioner shall report the same to the learned Judicial Magistrate No.2, Kumbakonam, Thanjavur District;

(c) the petitioner shall report before the respondent police daily at 10.30 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 herself 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/-
14/08/2025

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/09/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TO

- 1 The Judicial Magistrate No.II,
Kumbakonam,
Thanjavur.
- 2 The Inspector of Police,
Nachiyarkoil Police Station,
Thanjavur.
- 3 The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER
IN
CRL OP(MD) No.12695 of 2025
Date :14/08/2025

NM/03.09.2025/ 6P/4C

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