



CRL OP(MD)No.14413 of 2025

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

Date : 01.09.2025

PRESENT

THE HON'BLE MRS JUSTICE S.SRIMATHY

CRL OP(MD)No.14413 of 2025

Nithishkumar

... Petitioner/
Sole Accused

Vs

The State of Tamil Nadu
Represented by
The Inspector of Police,
Thisayanvillai Police Station,
Tirunelveli District.
(Cr.No.561 of 2025)

... Respondent/Complainant

For Petitioner : Mr.P.Suresh

For Respondent : Mr.A.S.Abul Kalaam Azad
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.561 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, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 329(4), 296(b) and 351(2) of the Bharatiya Nyaya Sanhita, 2023, and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 1998, in Crime No.561 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 23.08.2025, the petitioner trespassed into the house of the defacto complainant and abused her in a filthy language and criminally intimidated her. Hence the complaint.

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 prosecution. He further submitted that the petitioner is ready and willing to abide by any stringent 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 investigation is almost completed and there is no previous case pending against the petitioner. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also the fact that the investigation is almost completed and there is no previous case pending against the



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petitioner, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

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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 Court, Radhapuram, 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate Court, Radhapuram 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 his 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 Court, Radhapuram. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate Radhapuram;

(c) the petitioner shall stay at Chennai and report before the Inspector of Police, Triplicane Police Station, Chennai, 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 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/-
01/09/2025

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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 Court, Radhapuram.

2. The Inspector of Police,
Thisayanvillai Police Station, Tirunelveli District.

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



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

Cop to:
The Inspector of Police,
Triplicane Police Station,
Chennai.

+1 CC to M/s.R.PONKARTHIKEYAN, Advocate (SR-9486[I] dated 02/09/2025)

ORDER
IN
CRL OP(MD) No.14413 of 2025
Date :01/09/2025

PS/SAR.10.09.2025 5P/6C

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