



CRL OP(MD). No.15745 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **19.09.2025**

CORAM

THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD) NO. 15745 of 2025

1.N.Sakthivel

2.Mohanraj Nallasamy

3.Kanagaraaj Nallasamy

4.Baby Kanagaraaj

..Petitioner/A1 to A4

Vs

State Of Tamilnadu,

Rep By The Inspector Of Police,

East Police Station,

Kumbakonam District.

(Crime No.404 of 2025)

Respondent (s)

For Petitioner(s) :

Mr.M.Vivek Bharathi

For Respondent(s) :

Mr.A.S.Abul Kalaam Azad,

Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of
BNSS



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PRAYER :- For Anticipatory Bail in **Crime No.404 of 2025** on the file of the Respondent Police.

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ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 131, 351(2), 74, 303(2) and 79 of BNS, 2023 and Sections 66E and 67 of IT Act, 2000, in Crime No.404 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the first petitioner and the defacto complainant are husband and wife. Due to matrimonial dispute, the petitioners abused the defacto complainant in filthy language and also threatened her with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they are no way connected



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with the alleged occurrence as stated by the prosecution. He further submitted that the petitioners are ready and willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. side) submitted that the petitioners are family members and the most of the investigation might have been completed. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the fact that the petitioners are family members and the most of the investigation might have been completed, this Court is inclined to grant anticipatory bail to the petitioner, with certain conditions.



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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.I, Kumbakonam, Thanjavur 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 No.I, 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;



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(b) the petitioners shall furnish their residential address and mobile number to the learned Judicial Magistrate No.I, Kumbakonam, Thanjavur District. In the event of any change in their residential address, the petitioner shall report the same to the learned Judicial Magistrate No.I, Kumbakonam, Thanjavur District;

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

(d) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners



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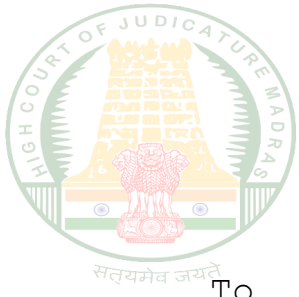
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released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]* and;

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

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vsg



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- 1.The learned Judicial Magistrate No.I,
Kumbakonam, Thanjavur District.
2. The Inspector Of Police,
East Police Station,
Kumbakonam District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S. SRIMATHY. J. ,

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