



CRL OP(MD). No.15936 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/10/2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.15936 of 2025

Natarajan,
S/o.Kandaiya

... Petitioner/A1

Vs

The State of Tamil Nadu
Rep. by the Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.
(Crime No.469 of 2025)

... Respondent/Complainant

For Petitioner : Mr.K.Sivabalan,
for M/s.Arun Legal Consultancy

For Respondent : Mrs.M.Aasha
Government Advocate (Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.469 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/A1, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2), and 351(3) of BNS, 2023 r/w. Section 4 of TN Prohibition of Harassment of Women Act, 2002 r/w. Sections 11(1) and 12 of POCSO Act, in Crime No.469 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is alleged to see the bathroom of the defacto complainant through his window when her daughter was taking bath. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and has not committed any offences as alleged by the prosecution, and he has been falsely implicated in this case. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail for the petitioner.



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4. The learned Government Advocate (Criminal Side) submitted that there is no probability to see the bathroom from the window of the petitioner's house and as directed, he has produced the status report before this Court. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also reading the status report reveals that there is no probability of seeing the house of the defacto complainant through the window of the petitioner's house, 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 his appearance, 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 learned Sessions Judge, Special Court for Exclusive trial of cases under POCSO Act, Srivilliputhur, within a period of fifteen days from the date of receipt of a copy of this order 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 Aadhaar card or bank pass book to ensure their identity;

[b] the petitioner shall report before the respondent police daily at 10.30 a.m for four weeks and thereafter as and when required;

[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[d] the petitioner shall not abscond either during investigation or trial;

[e] 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 is 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



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[f] if the accused thereafter absconds, a fresh FIR
can be registered under Section 269 of BNS.

29.10.2025

PJL

To

- 1.The Sessions Judge,
Special Court for Exclusive trial of cases under POCSO Act,
Srivilliputhur,
- 2.The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY,J

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**ORDER
IN
CRL OP(MD). No.15936 of 2025**

29.10.2025