



Crl.O.P.(MD)No.16652 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10.10.2025

PRESENT

The HONOURABLE MRS.JUSTICE S.SRIMATHY

CRL OP(MD)No.16652 of 2025

Ramesh

...Petitioner

Vs.

The State of Tamil Nadu,
Represent by the Inspector of Police,
Rameswaram Jetty Police Station,
Ramanathapuram District.
(Crime No.76 of 2025)

... Respondent

For Petitioner : Mr.J.Vishnu

For Respondent : Mr.S.S.Manoj, Government Advocate (Crl.side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.76 of 2025 on the file of the respondent police.

ORDER: The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police



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for the offences punishable under Sections 196(1), 352(2) of Bharatiya Nyaya Sanhita r/w Section 67 of the Information Technology Act, 2000, in Crime No. 76 of 2025, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant, who is the Village President of Muthuramalinga Thevar Nagar, alleged that on 09.09.2025 at about 12.00 noon, an unwanted photo was seen in a Facebook account in the name of "Öm Shiva Ramesh", which was also shared in WhatsApp. It is further alleged that the petitioner created such an image with an intention to instigate communal disharmony between two communities in the locality. Hence, a case has been registered as against the petitioner.

3.The learned Counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and he has not committed any offence. He seeks this Court to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. side) appearing for the respondent submitted that the offences committed by the petitioner are serious in nature.



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5. Taking into consideration of the facts and circumstances of the case, this Court directed to petitioner to take the blessings of Pasumpon Muthiramanalinga Thevar. The petitioner has circulated a photo in which he is taking the blessings of Pasumpon Muthuramalinga Thevar. Therefore, this Court is inclined to grant anticipatory bail to the petitioner, with 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 Judicial Magistrate, Rameswaram District, 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 as and when required.

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



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

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[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].

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

10.10.2025

TMG

TO

1.The Judicial Magistrate,
Rameswaram District.

2.The Inspector of Police,
Rameswaram Jetty Police Station,
Ramanathapuram 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
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