



CRL OP(MD). No.17337 of 2025

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

WEB COPY

Date : 17.10.2025

PRESENT
THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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Subha

... Petitioner

Vs

The State of Tamil Nadu
Rep, by, the Inspector of Police,
Nesamani Nagar Police Station,
Kanyakumari District.
(Crime No.Not known of 2025)

... Respondent/Complainant

For Petitioner : Mr.G.Sailendrababu

For Respondent : Mr.S.S.Manoj,

Government Advocate (Crl.Side)

For Intervenor/Defacto Complainant: Mr.S.Jebastin

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.Not known 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 for the offences punishable under Sections 406 and
420 of IPC, in Crime No.Not known of 2025 on the file of the respondent
police, seeks anticipatory bail.

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2. The case of the prosecution is that the petitioner had pledged the defacto complainant's car which was given for her personal use. Hence the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. 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 to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that as directed by this Court, the petitioner had handed over the car to the defacto complainant. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and as directed, the petitioner had handed over the car to the defacto complainant, 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 her 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 Judicial Magistrate No.I, Nagercoil, 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 appear before the respondent police as and when required;

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

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



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S.SRIMATHY, J.

PJL

[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 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];

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

17.10.2025

PJL

To

1.The Judicial Magistrate No.I,
Nagercoil.

2.The Inspector of Police,
Nesamani Nagar Police Station, Kanyakumari District.

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

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