



CRL OP(MD). No.18179 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23.10.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.18179 of 2025

Kavitha

... Petitioner/ Accused

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
CCD-III Police Station,
Trichy.
(Crime No.17 of 2025)

... Respondent/Complainant

For Petitioner : Mr.S.Sekar

For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.17 of 2025 on the file of the respondent police.



CRL OP(MD). No.18179 of 2025

ORDER : The Court made the following order :-

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The petitioner, who was arrested and remanded to judicial custody on 19.09.2025 for the offences punishable under Sections 318(4), 336(2), 336(3), 340(2) of BNS 2023 r/w Sections 66(c), 66(d) and 84(b) of I.T Act 2008, in Crime No.17 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner along with other accused persons had cheated the defacto complainant through Facebook to the tune of Rs.1,00,000/- from him. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and she has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is willing to abide by any stringent conditions that may be imposed by this Court. He further submitted that the petitioner is in judicial custody from 19.09.2025. Hence, he seeks bail to the petitioner.



CRL OP(MD). No.18179 of 2025

4. The learned Additional Public Prosecutor submitted that there are 16 previous cases pending against the petitioner. Hence, he opposed for grant of bail to the petitioner.

5. Considering the facts and circumstances of the case and also the fact that this Court had already directed the petitioner to deposit a sum of Rs.3,00,000/- to the credit of crime number and the same was not complied and also considering that the petitioner is ready and willing to deposit a sum of Rs.3,00,000/- to the credit of crime number by way of three installments and also considering the period of incarceration suffered by the petitioner, this Court is inclined to grant bail to the petitioner, with other conditions:

6. Accordingly, the petitioner is ordered to be released on bail on executing 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.V, Trichy, 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



CRL OP(MD). No.18179 of 2025

card or bank pass book to ensure their identity.

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(b)the petitioner is directed to deposit a sum of Rs. 1,00,000/- (Rupees One lakh only) to the credit of Crime No.17 of 2025 before the learned Judicial Magistrate No.V, Trichy. On such deposit, the learned Judicial Magistrate No.V, Trichy, shall accept the sureties furnished by the petitioner. Thereafter, another Rs. 1,00,000/-(Rupees One Lakh only) is to be paid by the petitioner on or before 28.11.2025 and another Rs. 1,00,000/-(Rupees One Lakh only) is to be paid by the petitioner on or before 29.12.2025. After receipt of entire amount, the learned Judicial Magistrate No.V, Trichy, shall deposit the said amount in an interest bearing Fixed Deposit in any nationalized Bank initially for a period of one year and renew them periodically until the final order/Judgment is passed in the case in Crime No.17 of 2025. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/Judgment.

[c] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders.



CRL OP(MD). No.18179 of 2025

[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.

[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 BNS.

(S S Y J)
23.10.2025

msrm



CRL OP(MD). No.18179 of 2025

To
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1. The learned Judicial Magistrate No.V,
Trichy.
2. The Superintendent, Women Prison,
Trichy.
3. The Inspector of Police,
CCD-III Police Station,
Trichy.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD). No.18179 of 2025

S.SRIMATHY,J.

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ORDER
IN
CRL OP(MD) No.18179 of 2025

Date : 23.10.2025