



CRL OP(MD)No.18296 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 19.11.2025

PRESENT

THE HON'BLE MRS JUSTICE S.SRIMATHY

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S.Mariraj

... Petitioner/Accused No.1

Vs

The State of Tamil Nadu,
Represented by the Inspector of Police,
AWPS Police Station,
Sivakasi Taluk,
Virudhunagar District.
Crime No.21 of 2024.

... Respondent/Complainant

For Petitioner : Mr.S.Ponsaravanan

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.21 of 2024 on the file of the
Respondent Police.



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ORDER : The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 85 BNS r/w. 4 of Dowry Prohibition Act, in Crime No.21 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that there is a matrimonial dispute between the petitioner and the defacto complainant. The complainant was tortured by the petitioner demanding additional dowry. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any stringent conditions that 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) appearing for the respondent opposed to grant anticipatory bail to the petitioner.

5. Today, the defacto complainant appeared before this Court and submitted that the petitioner has married the defacto complainant by concealing his mental illness.

6. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.I, Sivakasi, Virudhunagar 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.1,



Sivakasi, Virudhunagar District, and on further conditions that:

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(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;

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

(c) the petitioner shall report before the respondent Police as and when required for interrogation;

(d) the petitioner shall not tamper with 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



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conditions have been imposed and the petitioner 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 thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

(S S Y J)
19.11.2025

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TO

1. The Judicial Magistrate No.1,
Sivakasi, Virudhunagar District.
2. The Inspector of Police,
AWPS Police Station,
Sivakasi Taluk,
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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