



CRL OP(MD). No.18525 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25.10.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.18525 of 2025

Athira

... Petitioner/ Accused No.5

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
All Women Police Station,
Thiruparankundram,
Madurai City.
(Crime No.13 of 2025)

... Respondent/Complainant

For Petitioner : Mr.S.Vijayakumar

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.13 of 2025 on the file of the respondent police.

1/6



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ORDER : The Court made the following order :-

The petitioner/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 85, 316(2), 296(b), 351(2) and 126(2) of BNS, 2023, in Crime No.13 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant's husband had an illicit affair with the petitioner. On 24.03.2025, the defacto complainant, along with her children, went to her parental home. When she later returned to her matrimonial home to collect her belongings, the petitioner's parents assaulted her and abused her in filthy language. Hence, the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that the allegation against the petitioner is that she had an illicit affair with A-1. He further submitted that when the defacto complainant returned to her matrimonial home to collect her belongings, the petitioner's parents assaulted her and abused her in filthy language.

5. Taking into consideration of the facts and circumstances of the case and also considering the fact that the defacto complainant has already filed a H.M.O.P, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, this Petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate VI, Madurai, 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



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to arrest or to the satisfaction of the learned Magistrate concerned 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 Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall report before the respondent police as and when required for investigation.

(c) the petitioner shall not tamper with 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 petitioners 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 abscond, a fresh FIR can be registered under Section 269 of BNS 2023.

(S S Y J)
25.10.2025

jbr

To

1. The Judicial Magistrate No.VI,
Madurai.
2. The Inspector of Police,
All Women Police Station,
Thiruparankundram,
Madurai City.
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.18525 of 2025

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