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Crl.O.P.No.2287 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.02.2026

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.2287 of 2026

1.Dr.K.Prasanna
2. Aravinth Kumar

... Petitioners

Vs.

The State Rep. By,
The Inspector of Police,
W-8 All Women Police Station,
Thirumangalam,
Chennai – 600 101.
Crime No.49 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on anticipatory
bail in the event of his arrest in Crime No.49 of 2025 on the file of the
respondent police.

For Petitioners : Mr.Senthil Kumar Rajappan
For Respondent : Ms.J.R.Archana
Government Advocate (Crl. Side)



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ORDER

The petitioners herein apprehends arrest at the hands of the respondent police for the offences punishable under Sections 78(2) of BNS Act, 2023 and Section 4 of TNPHW Act, 2002 in Crime No.49 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2. The allegation against the petitioners is that the 1st petitioner is running a nursery home, in which the defacto complainant is working and the 1st petitioner with the aid of the 2nd petitioner has continuously harassed her by sending whatsapp messages and demanding some sexual favours from the defacto complainant and since, the victim girl not accepted the offer, he started harassing her including warning her that she would terminate her from the duty, unable to bear the same, she she has attempted to commit suicide by consuming tablets. Hence, the case.

3. The learned counsel appearing for the petitioners submitted that the petitioners have not harassed her as alleged in the FIR. He further submitted that the petitioners are ready to abide by any stringent condition that may be imposed by this Court. Hence, he prayed for grant of anticipatory bail to the petitioners.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent police submitted that it is a case of sexual harassment by the 1st petitioner and he with the help of the 2nd petitioner has harassed her, unable to bear the same, defacto complainant has consumed certain tablets. Hence, he opposed for grant of bail to the petitioners.

5. I have gone through the FIR and other connected records.

6. Considering the nature of offence allegations and the fact that it is a case of harassment in the workplace of the defacto complainant and now she is not serving and the petitioners are not having previous cases, it is alleged that, there are whatsapp chats between both sides and custodial interrogation of the petitioner is not necessary for investigating the case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions:

7. Accordingly, the petitioners is ordered to be released on bail in the event of arrest or on their appearance, within a period of ten days from the date of receipt of a copy of this order, before the learned **Cheif Judicial Magistrate, Thiruvallur** on condition that the petitioners shall execute a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand Only)** with two

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sureties each for a like sum to the satisfaction of the learned Magistrate concerned, and on further condition that:

[a] if the petitioners fails to surrender before the concerned Magistrate within a period of ten days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

[b] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[c] the petitioners shall report before the respondent police daily at 10.30.a.m., for a period of two weeks and thereafter as and when required for interrogation;

[d] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned 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)13 SCC 283]**;

[e] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

[f] the first petitioner shall hand over his mobile phone to the investigating offence for the purpose of forensic examination if any required for investigation.

06.02.2026

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To

1. Chief Judicial Magistrate, Thiruvallur
2. The Inspector of Police,
W-8 All Women Police Station,
Thirumangalam,
Chennai – 600 101.
3. The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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