



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.02.2026

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.2407 of 2026

Bharath @ Pathmanaban

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
AWPS – Uthukottai Police Station,
Tiruvallur District.
(Crime No.30 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, 2023, to enlarge the petitioner on bail in Crime No.30 of 2025 on the file of the respondent police.

For Petitioner : Mr.D.Thirumoorthy

For Respondent : Mr.A.Gopinath
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 24.12.2025 for the offences punishable under Sections 323, 34, 406, 417 and 506(ii) of IPC r/w Section 4 of TNPHW Act, in Crime No.30 of 2025, registered on the file of the respondent police, seeks bail.



WEB COPY

2. The allegation against the petitioner is that he is ranked as A1 in this case. It is alleged that he has come forward to marry the defacto complainant, and a betrothal was held on 28.10.2022, and subsequently the petitioner is alleged to have collected a sum of Rs.3 lakhs from the defacto complainant on various occasions. It is further alleged that the petitioner had a sexual relationship with her, and thereafter she came to know that the petitioner was already married and had a child. When the same was questioned, the petitioner allegedly assaulted the defacto complainant and refused to return the money and jewels, and thereafter she came forward to lodge the complaint. Hence, a case has been registered and the petitioner was arrested.

3. The learned counsel appearing for the petitioner submitted that the alleged transactions had taken place several years ago and that the defacto complainant was also aware about the subsequent marriage of the petitioner and that there was no suppression of marriage and that she continued to have relationship with him. He further submitted that the petitioner is in judicial custody since 24.12.2025. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that the petitioner was arrested and that the investigation is still pending. Hence, he opposed to grant bail to the petitioner.

4. Heard both sides and perused the materials available on record.

5. Considering the nature of the allegations and the facts and



circumstances of the case, and on perusal of the FIR, it is revealed that the majority of the alleged occurrence was taken place during the years 2022 and 2023, this Court is inclined to grant bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (**Rupees Twenty Five Thousand only**) with two sureties each, for a like sum to the satisfaction of the learned **District Munsif cum Judicial Magistrate, Uthukottai**, and on further conditions that:

[a] 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 **Concerned Court daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation.**

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

[d] the petitioner shall not tamper with the evidence or witness 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



WEB COPY

against the petitioner in accordance with law as if the 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];

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

03.02.2026

drl

Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

- 1.The District Munsif cum Judicial Magistrate, Uthukottai
- 2.The Inspector of Police, AWPS – Uthukottai Police Station, Tiruvallur District.
- 3.The Superintendent, Central Prison, Puzhal, Chennai.
- 4.The Public Prosecutor, High Court, Madras.



WEB COPY



K. RAJASEKAR, J.

drl

Crl.O.P.No.2407 of 2026

03.02.2026