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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.04.2026

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THE HONOURABLE Mr. JUSTICE G.K. ILANTHIRAIYAN

Crl.O.P.No.11108 of 2026

Vaishnavi

... Petitioner(s)

Vs.

State represented by,
The Inspector of Police,
District Crime Branch,
Krishnagiri District.
Crime No.17 of 2025

... Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023 to enlarge the petitioner on bail in the event of hi arrest in connection with Crime No.17 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr.T.Sarayu

For Respondent(s) : Mr.P.Dhileepan,
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent Police for the offences punishable under Sections 316(2), 318(4) and 351(3) of the BNS, 2023, in Crime No.17 of 2025 on the file of the respondent police, seeks anticipatory bail.



2. The case of the prosecution is that the petitioner, along with other accused, borrowed a sum of Rs.34,00,000/- from the defacto complainant, promising repayment, and thereafter issued a cheque, which came to be dishonoured, thereby cheating the defacto complainant. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has not committed any offence as alleged. He further submitted that the petitioner has been falsely implicated in this case. It is also submitted that an earlier anticipatory bail application filed by the petitioner was allowed by this Court on 14.11.2025; however, the petitioner could not comply with the conditions due to her hospitalization. He would further submit that the petitioner has now fully recovered and is ready to comply with any stringent conditions that may be imposed by this Court, and prayed for grant of anticipatory bail.

4. The learned Government Advocate (Crl. Side), appearing for the respondent police, submitted that the FIR has been recently registered and the investigation is in progress. He further submitted that the petitioner is in the habit of borrowing money from various persons and defaulting repayment, and therefore opposed the grant of anticipatory bail.



5. Considering the above facts and circumstances of the case, particularly the nature of the allegations, the fact that the petitioner was previously hospitalized and is now stated to have recovered, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy is made ready, before the Learned Judicial Magistrate-II, Krishnagiri, 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 learned Magistrate concerned, and on further conditions:

(a) If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) 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 identify proofs to ensure their identity;

(c) The petitioner shall report before the respondent police daily at 10.30 am for a period of two weeks, thereafter as and



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when required for interrogation;

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]***;

(f) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

30.04.2026

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To

1. The learned Judicial Magistrate-II, Krishnagiri
2. The Inspector of Police, District Crime Branch, Krishnagiri District.
3. The Public Prosecutor, High Court of Madras.



G.K. ILANTHIRAIYAN, J.

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