



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-04-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 10401 of 2026

Bharathiraja
S/o.Subramaniyan,
No. 97/2, Old Colony,
Palayanur PO, Nonaiyavadi,
Pumalayanur, Villupuram,
Tamil Nadu - 607202

..Petitioner(s)

Vs

The State Rep by,
Station House Officer,
Edaikkal Police Station,
Kallakurichi District.
Cr. No.48/2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of BNSS, 2023, to enlarge the petitioner on bail in the event of arrest at the hands of the Respondent Police in Crime No. 48 Of 2026 pending on the file of Inspector of Police, Edaikkal, Police Station, Kallakurichi, and render Justice.

For Petitioner(s): Mr. Hemnaag I

For Respondent(s): MR.P.DHILEEPAN,
GOVT.ADVOCATE (CRL SIDE)

ORDER

The petitioner apprehends arrest for the alleged offence under Section 77 of BNS, in Crime No.48 of 2026 on the file of the respondent police seeks anticipatory bail.



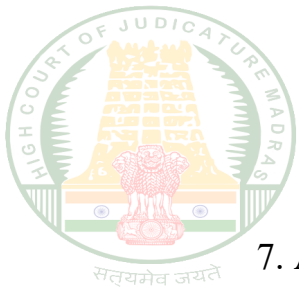
2. The allegation against the petitioner is that on 23.03.2026, the petitioner furtively watched the defacto complainant while she was bathing. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that he is ready to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.side) appearing for the respondent police reiterated the prosecution case and submitted that the allegation are not serious in nature. Hence, he opposed to grant anticipatory bail to the petitioner.

5. I have given anxious consideration to the submissions made by the learned counsel on either side and also perused the records available.

6. Taking into consideration the nature of the allegations as found in the FIR, this Court is of the firm view that the custodial interrogation of the petitioner is not required. Hence, 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 arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate No.I, Ulundurpet**, on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty 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 stay at Mayiladuthurai and report before Mayiladuthurai Police Station, daily at 10.30 a.m for a period of two weeks and thereafter appear before the respondent police as and when required for interrogation.**

(d) On breach of any of the aforesaid conditions, the



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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]***;

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

24-04-2026

DRL

To

1.The Judicial Magistrate No.I,
Ulundurpet.

2.The Station House Officer,
Edaikkal Police Station,
Cr. No.48/2026

3.The Public Prosecutor,
High Court, Madras.



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C.KUMARAPPAN, J.

DRL

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