



WEB COPY

CRL OP No. 12280 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 13-05-2026**

CORAM

**THE HON'BLE MR.JUSTICE P. DHANABAL**

**CRL OP No. 12280 of 2026**

Nithin  
S/o.Gangatharan,  
No.3/4, Rajangam Central Veethi Street,  
Vadapalani,  
Chennai - 600026.

..Petitioner(s)

Vs

The State represented by, Inspector of Police,  
R-5, Virugambakkam Police Station  
Chennai  
(Crime No.238/2026).

..Respondent(s)

Prayer: This petition is filed under Section 482 of BNSS To enlarge the petitioner on bail in the event of arrest by the respondent police in Crime. No.238 of 2026 on the file of the respondent Police and pass such other suitable order and thus justice may be rendered.

For Petitioner(s): M/s.K.Kannadhasan  
A.Rahul  
M.Shahin

For Respondent(s): Mr.S. Balaji,  
Government Advocate ( Crl side)

### **ORDER**

The petitioner who apprehends arrest in the hands of the respondent police for the offences punishable under Section 296(b),115(2),74 and 78 of BNSS in connection with the Cr. No.238 of 2026, seeks anticipatory bail.



2. The case of the prosecution is that the petitioner and the defacto complainant are lovers and there was some dispute between the petitioner's family and the defacto complainant's family, which escalated into violence and assault. Hence the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is a innocent and he has not committed any such offence as alleged by the prosecution. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed anticipatory bail for the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that Petitioner is having no previous cases. He further submitted that injured has been discharged from the hospital. Hence, he vehemently opposed to grant anticipatory bail to the Petitioner.

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

6. Considering the rival submissions on either side, considering the nature of offences and injured has been discharged from the hospital, I am inclined to grant anticipatory bail to the petitioner subject to the following 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 days from the date on which the order copy made ready, before the learned **XXIII Metropolitan Magistrate at Saidapet** 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 condition that:

**[a] the petitioner shall report before the respondent police on every Saturday at 10.00 a.m for a period of four weeks and thereafter as and when required for interrogation.**

[b] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer;

[c] the petitioner shall not leave India without the previous permission of the Court;

[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 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 abscond, a fresh FIR can be registered under

Section 269 B.N.S.2023.

WEB COPY

13-05-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

SMN

**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 learned XXIII Metropolitan Magistrate at Saidapet

2. The Inspector of Police, R-5, Virugambakkam Police Station  
Chennai.

3. The Public Prosecutor, High Court of Madras



WEB COPY

CRL OP No. 12280 of 2



**P.DHANABAL, J.**

**SMN**

**CRL OP No. 12280 of 2026**

**13-05-2026**