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Crl.O.P.No.14630 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.06.2026

CORAM

THE HONOURABLE MR. JUSTICE C.KUMARAPPAN

Crl.O.P.No.14630 of 2026

P.Mathimugan

... Petitioner

Vs.

The State Represented
The Inspector of Police,
All Women Police Station,
Nagapattinam,
Nagapattinam District.
(Crime No.27 of 2026)

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, praying to enlarge the petitioner
anticipatory bail in the event of his arrest in Crime No.27 of 2026 pending
investigation on the file of the respondent police.

For Petitioner : Mr.P.Saravanan

For Intervenor : M/s.Mythili Srinivas

For Respondent : Mrs.R.S.Indira,
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent
police for the offences punishable under Section 69 of the Bharatiya Nyaya



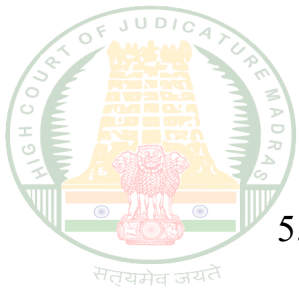
Crl.O.P.No.14630 of 2026

Sanhita, in Crime No.27 of 2026, on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the present complaint arises out of a dispute between the petitioner and the de facto complainant, who were previously in a relationship. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner and the de facto complainant are Government employees and were in a relationship. He further submitted that they had a consensual physical relationship and that the petitioner was willing to marry the de facto complainant. However, owing to religious differences, the family members of the de facto complainant did not permit the marriage. In such circumstances, the petitioner was compelled to proceed with another marriage proposal. He further submitted that the alleged occurrence pertains to the year 2023. Hence, he prayed for grant of anticipatory bail to the petitioner.

4. The learned counsel for the intervenor submitted that the petitioner is in possession of objectionable photographs of the de facto complainant and had threatened to publish the same on social media.



Crl.O.P.No.14630 of 2026

5. The learned Government Advocate (Crl. Side) appearing for the respondent police opposed the anticipatory bail application and would submit that the FIR came to be registered on 28.05.2026.

6. Taking into consideration of the totality of the circumstances and the fact that the occurrence commenced in 2023 and the FIR came to be registered only on 28.05.2026, this Court is of the firm view that, at this length of time, custodial interrogation of the petitioner is not required. Hence, this Court is inclined to enlarge the petitioner on anticipatory bail, 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, Nagapattinam**, 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)



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CrI.O.P.No.14630 of 2026

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 a.m. for a period of two weeks, and thereafter as and 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]*;

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

23.06.2026

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CrI.O.P.No.14630 of 2026

To

1.The Judicial Magistrate, Nagapattinam.

2.The Inspector of Police,
All Women Police Station,
Nagapattinam,
Nagapattinam District.

3.The Public Prosecutor,
High Court of Madras.



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Crl.O.P.No.14630 of 2026

C.KUMARAPPAN, J.

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Crl.O.P.No.14630 of 2026

23.06.2026