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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30386 of 2026

CNR: {HCMA012487302026}

1. Govindasamy
   W/o Gopal,
   Perumal Kovil Street, Chithambakkam,
   Monnavedu Village,
   Tiruvallur District.
2. Sugunammal
   W/o Govindasamy,
   Perumal Kovil Street,
   Chithambakkam,
   Monnavedu Village,
   Tiruvallur District.

..Petitioners(s)

Vs

The State Rep. by, The Inspector of Police
AWPS Uthukottai Police Station,
Tiruvallur District.
Crime No.42 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of BNSS praying to enlarge the Petitioners on bail in the event of his arrest in Cr.No.42 of 2026 on the file of the Respondent Police and thus render justice.

For Petitioners(s): Mr. Thamaraiselvan R

For Respondent(s): Mr. R. Rajasekaran,
Government Advocate (Crl. Side)

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ORDER

The petitioners apprehends arrest for the alleged offences under Sections 85, 115(2) 351(3) of BNSS, in Crime No.42 of 2026, on the file of the respondent police and seeks anticipatory bail.

2. The case of the prosecution is that the petitioners are inlaws of the defacto complainant and it is alleged that there is matrimonial dispute between the 1st accused and the defacto complainant, due to which petitioners along with his son assaulted the defacto complainant and abused her in filthy language and also driven her out from the matrimonial home . . Hence, the case.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case. He further submitted that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the case of the prosecution and opposed the grant of anticipatory bail to the petitioners.

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5.It is seen that the petitioners are senior citizens aged about 81 and 86 years. Considering the facts and circumstances of the case, and taking into account the submissions made by both sides, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. Accordingly, , the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Additional Mahila Court, Tiruvallur,** on condition that **the petitioners 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 petitioners fails to surrender before the concerned 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;

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(c) The petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners is 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 petitioners thereafter abscond, a fresh FIR can be registered under Section 269 of BNS Act.

27-10-2026

SMA

To
1. Additional Mahila Court, Tiruvallur.

2. The Inspector of Police
AWPS Uthukottai Police Station,
Tiruvallur District.

3. The Public Prosecutor,
Madras High Court.

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N.RAMESH, J.

SMA

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