Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.10.2026

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THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31219 of 2026

P.Arunraj

..Petitioner

Vs

State rep by The Inspector of Police
All Women Police Station
Perambalur
Crime No. 71 of 2026.

..Respondent(s)

PRAYER Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on bail in the event of his arrest in Crime No. 71 of 2026 on the file of the respondent police.

For Petitioner(s): Mr.Nalliyappan R.
For Respondent(s): Mr.R.Rajasekaran
Counsel for Government of Tamil Nadu (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 85 of BNS, 2023 and Section 4 of Dowry Prohibition Act in Crime No. 71 of 2026 on the file of the respondent police seeks anticipatory bail.

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2. The allegation against the petitioner is that there was a matrimonial dispute between the petitioner and the de-facto complainant. The petitioner demanded more dowry from the de-facto complainant and harassed her. Hence the case.

3. The learned counsel for the petitioner submitted that there was a matrimonial dispute between the petitioner and the de-facto complainant. He further submitted that he is ready to abide by any stringent condition that may be imposed by this Court and he is ready to co-operate for investigation. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that the petitioner demanded more dowry from the de-facto complainant and harassed her. Therefore, he opposed to grant anticipatory bail to the petitioner.

5.On perusal of the records, it is seen that the petitioner is the husband of the de-facto complainant. They got separated. The petition in DVC.No,13 of 2024 was filed by the de-facto complainant/wife and the petition in HMOP.No.54 of 2023 are pending before the Court below. During the pendency of these proceedings, this complaint has been filed by the wife alleging that the petitioner/husband unauthorizedly sharing the messages to various persons and harassed her.

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6.Considering the nature of allegations, and that there was a matrimonial dispute between the petitioner and the de-facto complainant; this Court is inclined to grant anticipatory bail to the petitioner with 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 Additional Mahila Court (Magistrate Level), Perambalur,** on condition that the petitioner shall execute a bond for a sum of **Rs.25,000/- (Rupees Twenty Five 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) that the petitioner shall co-operate for the investigation and hand over his mobile phone to the respondent police within a week from the date of receipt of a copy of this order. The petitioner shall not erase or delete alleged contends in his mobile phone till the completion of

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the investigation.

(d) that the petitioner shall report before the respondent Police, daily at 10.30 a.m. until further orders.

(e) 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.

28.10.2026

MSM

To
1.The Additional Mahila Court (Magistrate Level), Perambalur,
2.The Public Prosecutor, High Court, Madras.
3.The Inspector of Police
All Women Police Station
Perambalur
Crime No. 71 of 2026.

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N.RAMESH, J.

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