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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 34122 of 2026

CNR: {HCMA012796872026}

Case QR

Ruthramoorthy @ Kavin
S/o Selvarasu,
No.1/188, Pudhucolony,
Mettala, Karkudalpatty,
Rasipuram Taluk,
Namakkal District.

..Petitioner(s)

Vs

The State rep by the Inspector of Police
Ayilpatti Police Station,
Namakkal District.
Crime no.165 of 2025.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in S.C.No.90 of 2026, on the file of the Sessions Judge, Magalir Neethi Mandram (Fast Track Mahila Court) Namakkal in Crime no.165 of 2025 on the file of the Respondent Police.

For Petitioner(s): Mr.W.Camyles Gandhi

For Respondent(s): Mr.M.M.I. Khaleel
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 13.08.2026 for the alleged offences under Sections 126(2), 296(b), 115(2), 75(1), 351(2) of BNS and under Section 4 of TNPHW Act, 2002 in Crime

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No.165 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner and the defacto complainant are neighbours, due to previous enmity between them, the petitioner waylaid the defacto complainant, abused her and slapped on her cheek, outraged her modesty by hugging in public place and threatened her with dire consequences. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner has been arrested and remanded to judicial custody since 13.08.2026. He further 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 stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the Petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the petitioner has eight previous cases pending against him. Hence, he oppose the grant of bail to the Petitioner.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.

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6. It is a case under the Women Harassment Act. The petitioner was initially arrested and thereafter he was released on bail by order dated 29.01.2026. While he was on bail, another case was registered against him in Crime No.90 of 2026 under Section 296(b) of BNS. Citing the subsequent case as a ground, a petition was moved for cancellation of bail, alleging that he violated the bail condition. His bail was cancelled, and he has been in judicial custody since then. The main case is now posted for examination of LW.1 on 01.12.2026. Considering the facts and circumstances of the case; taking note of the submission made by the learned Government Advocate (Crl.Side), considering the period of incarceration of the petitioner since 13.08.2026, this Court is of the firm view that for the purpose of investigation, further interrogation of the petitioner is not required. Hence, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing 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 Sessions Judge, Magalir Neethi Mandram (Fast Track Mahila Court), Namakkal,** and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship

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[Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the Trial Court daily at 10.30 a.m., for a period of 30 days and thereafter during the hearing dates without fail;

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283];**

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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DRL

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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 Sessions Judge, Magalir Neethi Mandram (Fast Track Mahila Court), Namakkal.

2. The Inspector of Police
Ayilpatti Police Station,
Namakkal District.

3.The Superintendent, Central Prison,
Salem.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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