



WEB COPY

CRL OP No. 34907 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-01-2026

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 34907 of 2025

1. Sekar
No.4/7, Pannai
VeeduMelsolankuppamTiruvannamalai
and another

2. Priyanga
No.417, Pannai Veedu
Melsolankuppam Tiruvannamalai

Petitioner(s)

Vs

1. The State Rep By, The Inspector of
Police
Adamangalam Pudur Police station,
Tiruvannamalai (Crime No.97/2025)

Respondent(s)

PRAYER

To enlarge the petitioners on bail in the event of arrest in Crime No. 97 of 2025 on the file of the respondent police.

For Petitioner(s): Sanjay Davidson

For Respondent(s): M/S.J.R.Archana
Government Advocate (Crl.Side)

ORDER

The petitioners, who apprehend arrest at the hands of the respondent



police for the alleged offences punishable under Sections 296(b), 115(2), 118(1), 351(3) of BNS and section 4 of Tamilnadu Prohibition of Women Harassment Act in Crime No. 97 of 2025, seek anticipatory bail.

2. The case of the prosecution is that due to previous enmity, there arose a wordy quarrel between the petitioners and the defacto complainant, as a result of which, the petitioners attacked the defacto complainant and caused injuries. Hence, the complaint.

3. The learned counsel for the petitioners would submit that there is a case in counter case against the defacto complainant and a false case has been foisted against the petitioners. Hence, he prays for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the injured discharged from the hospital and there is no previous case against the petitioners. However, opposed to grant anticipatory bail to the petitioners.

5. Considering the above fact and circumstances of the case and also of the fact that there is case in counter case and the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with 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 made ready, before the **learned District Munsif cum Judicial Magistrate, Kalasapakkam, Tiruvannamalai**, on condition that **the petitioner shall execute a separate bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only)**, with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned, and on further condition:

(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;

(c) The petitioners shall report before the respondent police everyday at 06.00 p.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 released on



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 accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

02-01-2026

Mpa

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

To

1. District Munsif cum Judicial Magistrate, Kalasapakkam, Tiruvannamalai.

2.The State Rep By, The Inspector of Police

Adamangalam Pudur Police station,
Tiruvannamalai (Crime No.97/2025)

3.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR J.
mpa

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