



CRL OP(MD). No.5091 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 11/03/2026

CORAM

THE HONOURABLE MR. JUSTICE K.K. RAMAKRISHNAN

CRL OP(MD). No.5091 of 2026

Rashitha Banu

... Petitioner/2nd Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Manur Police Station,
Manur, Tirunelveli District.
(In Crime No. 1286/2025).

... Respondent/Complainant

PRAYER :-

For Anticipatory Bail in Crime No. 1286 of 2025 on the file of the respondent Police.

For Petitioner : Mr.M.M.Manivelpandian,
Advocate.

For Respondent : Mr.M.Karunanithi,
Government Advocate (Crl.Side)

ORDER: The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 329(4), 115(2),



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118(1) & 351(3) of BNS, 2023 and Section 4 of TNPHW Act, @
Sections 296(b), 329(4), 115(2), 118(1), 351(3) & 105 of BNS, 2023 and
Section 4 of TNPHW Act,, in Crime No.1286 of 2025, on the file of the
respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the daughter of the defacto complainant is a mentally imbalanced person and she used to go natural calls in the pathway. On 27.12.2025, at about 09.30 p.m, on seeing the same, the accused are said to have abused her in filthy language and pelted stones on her and caused injury. When the same was questioned by the wife of the defacto complainant, they also abused her in filthy language and pelted stone on her. Further, they trespassed into the house of the complainant and assaulted him with their hands & stones and threatened him with dire consequences. Due to the injuries caused by the accused, the complainant was admitted in the Manur Government Hospital on 28.12.2025. Initially, the respondent police registered a case against the accused for the offence under Sections 296(b), 329(4), 115(2), 118(1) & 351(3) of BNS, 2023 and Section 4 of TNPHW Act, and thereafter, subsequent death of victim in the hospital on 03.01.2026,



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they altered the offence under Sections 296(b), 329(4), 115(2), 118(1), 351(3) & 105 of BNS, 2023 and Section 4 of TNPHW Act,, in Crime No. 1286 of 2025.

3.The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner has not committed any offence. He further submitted that this is the second anticipatory bail petition. Earlier petition filed by the petitioner in CrI.OP(MD)No.93 of 2026 was dismissed by this Court, on 06.01.2026 on the ground that the victim/Complainant had died. He further submitted that now, the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. side) appearing for the respondent vehemently opposed to grant anticipatory bail to the petitioner stating that it is a clear case of murder where the petitioner and the other accused are said to have assaulted the deceased for his daughter passing urine in the pathway, who is the mentally imbalanced person and the investigation is in preliminary stage.



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5. Considering the allegation against the petitioner that she assaulted the deceased with stone and the investigation is in preliminary stage, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition stands dismissed.

11.03.2026

dss

To

1. The Inspector of Police,
Manur Police Station,
Manur, Tirunelveli District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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K.K. RAMAKRISHNAN,J

dss

ORDER
IN
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Date : 11/03/2026