



CRL OP(MD). No.9103 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 06.05.2026

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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1.M.Karnan,
S/o.Mari

2.M.Anitha,
S/o.Mari

... Petitioners/A1 & A2

Vs.

The State of Tamil Nadu
Rep.By, the Inspector of Police,
Thermal Nagar Police Station,
Thoothukudi District.
(Crime No.136 of 2026)

... Respondent/Complainant

For Petitioners : Ms.Sangeetha R,
Advocate

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER :- For Anticipatory Bail in Crime No.136 of 2026 on the file of the Respondent Police.

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ORDER : The Court made the following order :-

When the matter was taken up for hearing today, the learned counsel for the petitioners submitted that, at the time of filing the present petition, the sections were incorrectly incorporated. Hence, she seeks modification of the sections as “Sections 296(b), 115(2), and 351(2) of the BNS, 2023, read with Section 4 of the TNPHW Act” instead of “Sections 115(2) and 118 of the BNS read with Section 4 of the TNPHW Act.”

2. In view of the above submission made by the learned counsel for the petitioners, the same is recorded.

3. The petitioners/A1 & A2, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2), and 351(2) of the BNS, 2023, read with Section 4 of the TNPHW Act, in Crime No.136 of 2026 on the file of the respondent police, seek anticipatory bail.



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4. The case of the prosecution is that on 21.04.2026, the accused persons approached the house of the de-facto complainant, abused his mother, and assaulted the de-facto complainant and his mother with their hands, and also threatened him with dire consequences. Hence, the present case.

5. The learned counsel for the petitioners submitted that the petitioners are innocent persons and have not committed any offences as alleged by the prosecution. She further submitted that the petitioners are ready and willing to abide by any conditions that may be imposed by this Court. Hence, she seeks anticipatory bail to the petitioners.

6. The learned Additional Public Prosecutor appearing for the respondent police submitted that the issue pertains to a matrimonial dispute and that there are no previous cases registered against the petitioners. He further submitted that the injured was treated only as an outpatient. However, he opposes the grant of anticipatory bail to the petitioners.



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7. Considering the facts and circumstances of the case and also the fact that the issue pertains to a matrimonial dispute, and that the injured was treated only as an outpatient, and that there are no previous cases registered against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

8. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Thoothukudi District, within a period of fifteen days from the date on which the order copy was made ready and on further conditions that:

[a] the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity;

[b] the petitioners shall report before the respondent police daily at 10.30 a.m., for a period of



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**one week and thereafter, as and when required for
interrogation;**

[c] the petitioners shall not tamper with the evidence or witness either during investigation or trial.

[d] the petitioners shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners is 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)AIR SCW 5560].

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

(S S Y J)
06.05.2026

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S.SRIMATHY, J.

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To

- 1.The Judicial Magistrate Court No.II,
Thoothukudi District.
- 2.The Inspector of Police,
Thermal Nagar Police Station,
Thoothukudi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

**ORDER
IN
CRL OP(MD). No.9103 of 2026**

06.05.2026