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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10.02.2026

PRESENT

The HONOURABLE MRS.JUSTICE S.SRIMATHY

CRL OP(MD)No. 22309 of 2025

Habeebraja

...Petitioner

Vs.

The State of Tamil Nadu,
Represented by the Inspector of Police,
All Women Police Station,
Uthamapalayam, Theni District.
(Crime No. 36 of 2023)

... Respondent

For Petitioner : Mr.T.Sathyanathan

For Respondent : Mr.S.S.Manoj
Government Advocate (Crl.Side)

PRAYER :- For Anticipatory Bail in Cr.No.36 of 2023 on the file of the respondent police.

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 498A, 417, 323 and 506(1) of IPC, seeks anticipatory bail.



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2. The case of the prosecution is that due to matrimonial dispute, the petitioner and his family members abused the defacto complainant and further demanded bike as dowry and also harassed her. Hence, a case has been registered as against the petitioner.

3. The learned Counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and he has not committed any offence. He seeks this Court to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. side) appearing for the respondent police submitted that the respondent police has completed investigation and filed charge sheet before the Jurisdictional Magistrate Court.

5. Considering the facts and circumstances of the case and also considering the fact that the respondent police has completed investigation and filed charge sheet before the Jurisdictional Magistrate Court, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/-(Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of The Judicial Magistrate Court, Uthamapalayam, Theni District, within a period of fifteen days from the date of when the order copy made ready on further conditions that:

[a] the petitioner 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 petitioner shall appear before the trial Court in all the future hearing dates.

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

[d] the petitioner 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner 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.

10.02.2026

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TO

1. The Inspector of Police,
All Women Police Station,
Uthamapalayam, Theni District.
2. The Additional Public Prosecutor,
Madurai Bench Of Madras High Court,
Madurai.