

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.04.2026

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THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.8350 of 2026

Murugan

... Petitioner(s)

Vs.

State rep. by the Inspector of Police,
W-33, Virugambakkam All Women Police Station,
Chennai.
[Crime No.03 of 2026]

... Respondent(s)

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, 2023, to enlarge the petitioner on bail concerned in Crime No.03 of 2026 pending on the file of the respondent police.

For Petitioner(s) : Mr.V.Ramanareddy

For Respondent(s) : Mr.S.Vinoth Kumar,
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 01.02.2026 for the alleged offences under Section 79 of BNS, 2023 r/w Section 4 of TNPHW Act, in Crime No.03 of 2026 on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the defacto complainant and the petitioner were in love each other. At a certain stage, due to some conflict, the defacto complainant stopped contacting the petitioner. Subsequently, the defacto complainant arranged to marry one Ramesh Mehta on 28.01.2026. On coming to know of this, the accused sent their couple pictures to both families and consequently, the marriage was stopped. Hence, the present case has been registered.

3. The learned counsel for the petitioner would submit that the petitioner has been under incarceration since 01.02.2026. The only allegation against this petitioner is that he has shown the objectionable photo which was taken by the petitioner, with the consent of the defacto complainant, to the groom of the defacto complainant and in furtherance thereof, the marriage was stopped. The only contention of the learned counsel for the petitioner is that the petitioner has been under incarceration for more than 61 days and that almost most of the complaints are of the consensual in nature. Therefore, he would contend that there may not be any prejudice to prosecution case, if he is enlarged on bail.

4. At this juncture, the learned the learned Government Advocate (Crl. Side) would fairly submit that the investigation has been completed.



5. I have given anxious consideration to the submissions made by the learned counsel on either side.

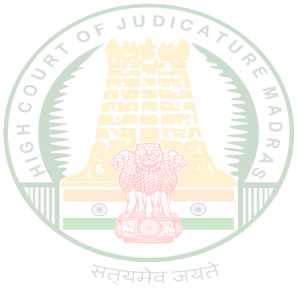
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6. Taking into consideration of the totality of the circumstances and upon the fact the petitioner is under incarceration since 01.02.2026, at this length of time, there may not be any disturbance to the defacto complainant from this petitioner, this Court is inclined to enlarge the petitioner on bail, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on her 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 XXIII Metropolitan Magistrate, Saidapet, subject to the following conditions:

[a] 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 the identity proofs to ensure their identity;

[b] the petitioner shall stay at Trichy and report before the Palakkarai Police Station daily at 10.30 a.m for a period of two weeks and thereafter as and when required for interrogation;



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[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 take appropriate action against the petitioners in accordance with law as if the conditions had been imposed and the petitioners released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in *P.K.Shaji vs. State of Kerala* [(2005)13 SCC 283];

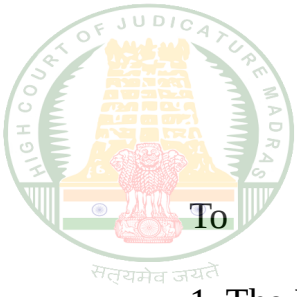
[f] if the petitioner thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

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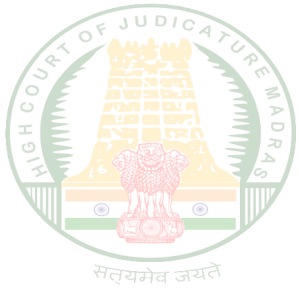
Note:

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 XXIII Metropolitan Magistrate, Saidapet.
2. The Superintendent, Central Prison, Puzhal.
3. The Inspector of Police, W-33, Virugambakkam All Women Police Station, Chennai.
4. The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN,J.

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