

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-07-2026

CORAM

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

CRL OP No. 19160 of 2026

Unni @ Madhusuthan
S/o. Murualidharan,
Door No.LIG 4055, Hudco Colony,
Gandhi Managar,
Peelamedu, Coimbatore.

..Petitioner(s)

Vs

State Represented by
The Inspector of Police
E-3, Saravanampatty Police Station,
Coimbatore District.
Crime No.115 of 2026.

..Respondent(s)

PRAYER: This criminal original petition filed under Section 528 of BNSS, 2023 to set aside the order in CrI.M.P.No.4817 of 2026 passed by the Learned Judicial Magistrate Court-II, Coimbatore dated 18.06.2026 and pass such or other orders tha this Honble Court deems fit and proper and thus render Justice.

For Petitioner(s): Mr.N.Arun Kumar

For Respondent(s): Mr.R.Rajasekaran
Counsel for Government of Tamil Nadu
(CrI.Side)

ORDER

The prayer in the criminal original petition is to set aside the order made in CrI.MP.No.4817 of 2026 on the file of the learned Judicial Magistrate Court No.II, Coimbatore, dated 18.06.2026.



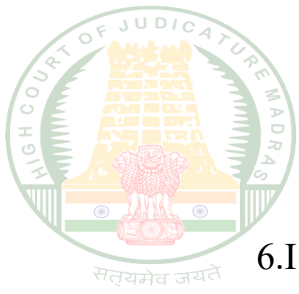
2.The petitioner is facing the case in crime No.115 of 2026 registered for the alleged offences under Sections 296 (b), 118 (1) and 351(3) of BNSS.

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3.The allegation is that the accused way laid the defacto complainant and threatened why he behaved with in a particular manner with Prakash and even while the defacto complainant was trying to explain hit him on the head with the beer bottle, which he was keeping with him.

4.Considering the nature of the case, the petitioner was granted anticipatory bail vide order dated 08.04.2026 in CrI.MP.No.1199 of 2026 on condition that he should report before the respondent police daily at 10:00 am for a period of 15 days. It is also brought to the notice of this Court that the petitioner has several previous cases pending against him, in all totalling to 15 cases. Under the said circumstances, considering the overall facts and circumstances of the case, now the learned Judicial Magistrate cancelled the bail on the ground that the petitioner did not comply with the condition imposed while granting of anticipatory bail.

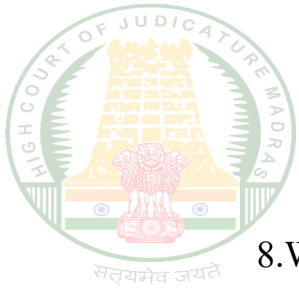
5.The contention made by the learned counsel for the petitioner is that merely because the petitioner is contesting the NDPS cases tooth and nail by bringing forth contra defence evidence, enraged by the same, the respondent police is not permitting him to sign before them everyday, even though the petitioner went to the police station.



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6.I have considered the contentions made on behalf the petitioner. If the petitioner was prevented, immediately he ought to have filed a memo before the court concerned or sent a mail to the higher official. In the absence of the same, the mere ipse dixit before this court cannot be believed and therefore, it is certain that the petitioner did not obey the order of the Court granting anticipatory bail. However, considering the plea made by the learned counsel for the petitioner that the petitioner will regularly appear hereafter, if once an opportunity is granted, I am of the view, considering the facts and circumstances of the case, an opportunity can be given rather than cancelling the bail.

7.In view thereof, the impugned order dated 18.06.2026 shall stand set aside and the petitioner shall duly comply with the condition and the petitioner is imposed with the modified condition for his anticipatory bail that he should appear before the respondent police at 10:00 am on everyday for a period of 30 days starting from tomorrow. The petitioner need not await the copy of the order and shall start reporting before the respondent police from tomorrow. If it is the case of the petitioner that his signature is not being taken, he shall carry his mobile phone, take a picture with the coordinates and thereafter, file a memo before the trial Court that he went to the police station and the police is not permitting him to sign.



8. With the above directions, the criminal original petition is allowed.

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
sms

To

1. Judicial Magistrate Court-II, Coimbatore.

2. The Inspector of Police
E-3, Saravanampatty Police Station,
Coimbatore District.
Crime NO.115 of 2026.

3. The Public Prosecutor
High Court, Madras.



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D.BHARATHA CHAKRAVARTHY, J.

sms

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