



CRL OP(MD). No.13253 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 13/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13253 of 2024

1. Suresh,

2. Saravana Devar @ Saravanan,

3. Kalai @ Kalaiselvan,

... Petitioners/ Accused Nos.1to3

Vs

The Inspector of Police,
Golden Rock Police Station
Trichy City
Crime No.373/2024..

... Respondent/Complainant

For Petitioners : Mr.B.Jameelarasu, Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Crime No.373/2024 on the file of the respondent Police.



CRL OP(MD). No.13253 of 2024

WEB COPY

ORDER : The Court made the following order :-

The petitioners/ A1 to A3, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 115(2), 109, 49 of BNS Act, 2023 r/w Section 3 of TN Public Property (Prevention of Damage and Loss) Act, 1992, in Crime No.373 of 2024, seek anticipatory bail.

2.The case of the prosecution is that when the defacto complainant and his friends namely, Gopalakrishann and Naveen were going in a Renault Kwid Car, a Swift Desire Car, which was driven by the accused, hit their car on backside and the accused abused them in filthy language. One of the accused came from that Car and attacked the said Gopalakrishnan and also caused damage to their Car. Hence, the complaint.

3.Heard both sides.

4.Considering the over all facts and circumstances of the case and also considering the facts that the arrested accused being released by this Court today and even though the petitioners have antecedents since the injured was discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.



CRL OP(MD). No.13253 of 2024

5. Accordingly, the petitioners are ordered to be released on bail in the event of their arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate Court No.V, Trichirapalli District, 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 Magistrate concerned 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 Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall report before the respondent police daily at 10.30 am for a period of three weeks and thereafter, as and when required for interrogation;

(c) the petitioners shall not tamper with 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 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]; and;

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.13253 of 2024

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(f)if the accused thereafter abscond, a fresh FIR can be registered under Section 229-A IPC.

sd/-
13/08/2024

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/ 08 /2024

Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS

TO

1 THE JUDICIAL MAGISTRATE
COURT NO.V TRICHIRAPALLI DISTRICT.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE, TRICHY
DISTRICT.

3 THE INSPECTOR OF POLICE
GOLDEN ROCK POLICE STATION
TRICHY CITY

4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.B.JAMEEL ARASU, Advocate (SR-9936[I] dated 14/08/2024)

ORDER
IN

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Date :13/08/2024



CRL OP(MD). No.13253 of 2024

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