



CRL OP(MD). No.14708 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14708 of 2024

1. Prasanna @ Prasanna Kumar,
2. Mithun @ Mithunkumar,
3. Barathkannan,

... Petitioners/ Accused Nos.1,3&4

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Palani Taluk Police Station,
Palani,Dindigul District.
Crime No.351 of 2024..

... Respondent/Complainant

For Petitioners : M/s.N.Mohan, Advocate.

For Respondent : Mr.A.Albert James,

Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Crime No.351 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/A1, A3 & A4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 127(2), 115(2), 118(1) and 351(3) of BNS, 2023 (Sections 147, 148, 294(b), 342, 321, 324

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



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and 506(II) of IPC), in Crime No.351 of 2024, seek anticipatory bail.

2.The case of the prosecution is that due to money dispute, the petitioners and other accused are said to have abused one Prasanna, who is the friend and partner of the defacto complainant, in filthy language and assaulted him with deadly weapons and caused severe injuries. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations and also considering the fact that out of money dispute, there is case in counter, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

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, Palani, 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 2 & 3 shall report before the respondent police daily at 10.30



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am for a period of two weeks and thereafter, as and when required for interrogation;

Since the first petitioner is taking treatment in the hospital, he shall appear before the respondent police 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;

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

sd/-
03/09/2024

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/ 09 /2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TO

1 THE JUDICIAL MAGISTRATE
PALANI.

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

3 THE STATE OF TAMILNADU
REP BY THE INSPECTOR OF POLICE,
PALANI TALUK POLICE STATION,
PALANI,DINDIGUL DISTRICT.

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

ORDER
IN

CRL OP(MD) No.14708 of 2024

Date :03/09/2024

PSP/ VR /SAR /12.09.2024/ 4P/ 5C

Madurai Bench of Madras High Court is issuing certified
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