



**CRL OP(MD). No.14814 of 2024**

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 04/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14814 of 2024

Shanmugaraja,

... Petitioner/ Accused No.I

Vs

The Inspector of Police,  
Thiruthangal Police Station,  
Virudhunagar District.  
(Crime No.285 of 2024).

... Respondent/ Complainant

For Petitioner : M/s.R.Ilayaraja, Advocate.

For Respondent : Mr.A.Albert James,  
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS



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PRAYER :-

For Anticipatory Bail in Crime No.285 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 118(1), 351(3) of BNS and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, in Crime.No.285 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that due to family dispute, the petitioner herein attacked the defacto complainant and also abused him in filthy language. Hence, the complaint.

3. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent Police and perused the materials available on record.

4. Considering the nature of allegations against the petitioner and considering the fact that the injured is discharged from the hospital and that there is no bad antecedents against the petitioner, I am inclined to enlarge the petitioner on anticipatory bail.

5.Accordingly, the petitioner is ordered to be released on bail in the event of



**CRL OP(MD). No.14814 of 2024**

arrest or his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.II, Sivakasi 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and 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 Aadhar card or Bank pass Book to ensure their identity;

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

(c) the petitioner shall not tamper with 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 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.14814 of 2024**

(f)if the accused thereafter absconds, a fresh FIR can be registered under Section

229-A IPC.

sd/-

04/09/2024

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/ 09 / 2024

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

TRP

TO

1 THE JUDICIAL MAGISTRATE  
NO.II, SIVAKASI.

2 DO-THROUGH :  
THE CHIEF JUDICIAL MAGISTRATE,  
VIRUTHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE  
THIRUTHANGAL POLICE STATION,  
VIRUDHUNAGAR DISTRICT.

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

+1 CC to M/s.R.ILAYARAJA, Advocate ( SR-10882[I] dated 04/09/2024 )



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ORDER  
IN  
CRL OP(MD) No.14814 of 2024  
Date :04/09/2024

PSP/ VR /SAR /24.09.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified  
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