



CRL OP(MD). No.16966 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.16966 of 2024

A.Hareesh,

... Petitioner/ Accused
(Rank Not Known)

Vs

State of Tamil Nadu,
Rep. by the Inspector of Police,
Thriumangalam Taluk Police Station,
Madurai District.
(Crime No. 165/2024).

... Respondent/Complainant

For Petitioner : Mr.P.Venkatesan, 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.165 of 2024 on the file of the respondent police



CRL OP(MD). No.16966 of 2024

ORDER : The Court made the following order :-

The petitioner / Accused (Rank Not Known), who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296 (b), 115(2), 118(1), 351(3) BNSS 2023 and Section 4 of TNWH Act, 2002, in Crime No.165 of 2024, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that due to previous enmity between the parties, the petitioner along with other accused persons attacked the defacto complainant with knife and beer bottles and caused injuries to him. Hence, the complaint.

3. Heard. Perused the materials available on record including the First Information Report.

4. Considering the nature of allegations that this petitioner along with other accused persons attacked the defacto complainant and the role played by the petitioner is that he threw the beer bottles on the defacto complainant and considering the fact that the injured has now been discharged from the hospital and also considering the fact that the petitioner does not have any other bad antecedent, I am inclined to enlarge the petitioner on anticipatory bail with certain conditions:

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which



CRL OP(MD). No.16966 of 2024

the order copy made ready, before the learned Judicial Magistrate, Thirumangalam 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 the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition 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 05.00 P.M., for a period of three 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].

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



CRL OP(MD). No.16966 of 2024

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

sd/-
04/10/2024

/ TRUE COPY /

/ 10 /2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TSG

TO

1 THE JUDICIAL MAGISTRATE
THIRUMANGALAM.

2 DO-THROUGH
THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.

3 STATE OF TAMILNADU
REP. BY THE INSPECTOR OF POLICE,
THIRUMANGALAM TALUK POLICE STATION, MADURAI DISTRICT

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

+1 CC to M/s.S.RAMASAMY, Advocate (SR-12314[I] dated 07/10/2024)

ORDER
IN

CRL OP(MD) No.16966 of 2024
Date :04/10/2024



CRL OP(MD). No.16966 of 2024

WEB COPY

PSP/ MMS /SAR /25.10.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
copies in this format from 17/07/2023