



CRL OP(MD). No.17362 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/10/2024

PRESENT

The Hon`ble Mr.Justice K. RAJA SEKAR

CRL OP(MD). No.17362 of 2024

Prathiswaran

... Petitioner/ Accused No. 2

Vs

The State of Tamil Nadu,
Rep by its Inspector of Police,
Vadakadu Police Station,
Pudukottai District.
Crime No. 161/2024.

... Respondent/Complainant

For Petitioner : Mr.A.V.Arun, Advocate.
For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 161 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



CRL OP(MD). No.17362 of 2024

police for the offences punishable under Sections 126(2), 296(b), 115(2), 351(3), 76 and 79 of BNS, Act, in Crime.No.161 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that due to previous motive, the petitioner herein and other accused have attacked the defacto complainant and also threatened her with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and he has not committed any offence as alleged by the prosecution and his name has been falsely implicated in this case and he prays for granting anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent Police would submit that the defacto complainant has sustained only simple injury and now, discharged from the hospital. He would further submit that the petitioner is having one previous case for the offence under Section 506(i) IPC and prays for dismissal of this petition.

5. Considering the nature of allegation against the petitioner and that the injured was discharged from the hospital and also considering the age of the petitioner, I am inclined to enlarge petitioner on anticipatory bail with certain conditions.

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



CRL OP(MD). No.17362 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, Alangudi on condition that the petitioner shall execute a bond for a sum of Rs.15,000/- (Rupees Fifteen 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 one week 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.17362 of 2024

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

229-A IPC.

sd/-

09/10/2024

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/ 10 / 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
ALANGUDI.

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

3 THE INSPECTOR OF POLICE,
VADAKADU POLICE STATION, PUDUKOTTAI DISTRICT

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

ORDER
IN

CRL OP(MD) No.17362 of 2024

Date :09/10/2024



CRL OP(MD). No.17362 of 2024

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