



CRL OP(MD). No.18290 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 24/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.18290 of 2024

Sakthivel,

... Petitioner/Sole Accused

Vs

The State of Tamil Nadu,  
Rep by the Inspector of Police,  
Thideer Nagar Police Station  
Madurai City.  
(Crime.No.382/2024.)

... Respondent/Complainant

For Petitioner : P Subbiah,  
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.382/2024 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

The petitioner/Sole Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2) and 351(3) of BNS, in Cr.No.382 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner is working as Sub-Inspector in Thideer Nagar Police Station. When the defacto complainant came there to comply with the condition, the petitioner is said to have abused the defacto complainant in filthy language and attacked him with hands. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations that the petitioner attacked the defacto complainant with hands and also considering the fact that the matter relates to case and counter, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

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



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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 a.m, 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;



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

sd/-  
24/10/2024

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/ 11/2024  
Sub-Assistant Registrar  
( CS-I / II / III / IV )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

DSS

TO

1. The Judicial Magistrate No.V,  
Madurai

2. Do-Through,  
The Chief Judicial Magistrate,  
Madurai

3. The Inspector of Police,  
Thideer Nagar Police Station, Madurai City.

4. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.P.SUBBIAH, Advocate ( SR-13086[I] dated 24/10/2024 )



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ORDER  
IN  
CRL OP(MD) No.18290 of 2024  
Date : 24/10/2024

**SI** -(25.11.2024) 5P/ 6C

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