



CRL OP(MD). No.18332 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.18332 of 2024

1. M.C.Magesh
2. M.C.Kesavan

... Petitioners / Accused Rank not known

Vs

State of Tamil Nadu,
The Inspector of Police,
TIW-II, Thallakulam Police Station,
Madurai.

(Crime No 247/2024).

... Respondent/Complainant

For Petitioners : M/s.T.Seeni Syed Amma, 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.247 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners/ Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 281 and 125(a) of the Bharatiya Nyaya Sanhita (BNS), 2023 and Section 187 of Motor Vehicle Act, in Cr.No.247 of



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2024, seek anticipatory bail.

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2.The case of the prosecution is that the defacto complainant is the father of the deceased. The petitioners are said to have driven a car bearing Reg.No.TN-65-Q-0897 in a rash and negligent manner and dashed against the deceased, who was walking on the road side, and due to severe head injuries, he died. Hence, the complaint.

3.Heard both sides.

4.Considering the fact that Section 106(2) of BNS is not notified and 106(1) of BNS being a bailable offence, all the offences, which are registered against the petitioner being bailable, I am of the view that the petition for anticipatory is not maintainable. The petitioner is charged for only of bailable offences for the accident, which is said to have happened.

5. With the above observations, this Criminal Original Petition stands dismissed.

sd/-
24/10/2024

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



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DSS
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To

1.The Inspector of Police,
TIW-II,
Thallakulam Police Station,
Madurai.

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

+1 CC to M/s.T.SEENI SYED AMMA, Advocate (SR-13119[I] dated 25/10/2024)

ORDER
IN
CRL OP(MD) No.18332 of 2024
Date :24/10/2024

ED/ RN /SAR- (13/11/2024) 3P / 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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