



CRL OP(MD). No.20462 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25/11/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.20462 of 2024

Rajagopal

... Petitioner/ Accused (Rank Not Known)

Vs

The Inspector of Police,
Suchindrum Police Station,
Kanyakumari District
(Crime No. 478/2024)

... Respondent/Complainant

For Petitioner : Mr.P.Saravanakumar, 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.478 of 2024 on the file of the Respondent police.

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 298 & 324(4) of BNS, 2023, in Crime No.478 of 2024 on the file of the respondent police, seeks anticipatory

bail

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



CRL OP(MD). No.20462 of 2024

WEB COPY

2. The case of the prosecution is that on the date of the incident, an unknown person damaged the glass and statue of Arockiya Annai Kurusadi at Ramapuram Junction. On investigation, from CCTV footage collected, it was found that the petitioner is the one who indulged in the offence.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondent Police.

4. Taking into consideration the facts and circumstance of this case and considering the fact that there is one previous case against petitioner and the incident has been captured in CCTV footage, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.

5. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on 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.III, Nagercoil, 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 said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.



CRL OP(MD). No.20462 of 2024

WEB COPY

[b] the petitioner shall report before the respondent police every Friday at 05.30 p.m., for a period of four 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;

[f] if the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
25/11/2024

/ TRUE COPY /

/12/2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SM



CRL OP(MD). No.20462 of 2024

TO

WEB COPY

1 THE JUDICIAL MAGISTRATE NO.III, NAGERCOIL.

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.

3 THE INSPECTOR OF POLICE, SUCHINDRUM POLICE STATION,
KANYAKUMARI DISTRICT.

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

+1 CC to M/s.P.KALAIYARASI BHARATHI, Advocate (SR-14484[I] dated
25/11/2024)

ORDER

IN

CRL OP(MD) No.20462 of 2024

Date :25/11/2024

RS/VR/SAR-(05.12.2024) 4P 6C

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