



CRL OP(MD). No.20755 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 28.11.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.20755 of 2024

1.Mohammed

(*)2.Akbar Set @ Akku

... Petitioners / Accused 1 & 2

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Kodaikanal Police Station,
Dindigul District.
(Crime No.426 of 2024)

... Respondent/Complainant

For Petitioners : M/s.Seeni Syed Amma.T,
Advocate

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :-

<https://www.nmccourt.gov.in/> For Anticipatory Bail in Crime No.426 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections **(**)126(2), 296(B), 351(2)** of BNS, in Crime No.426 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 23.11.2024, a public demonstration was conducted by the villagers in Kodaikanal market, and at that time, the persons belonging to the media started taking videographs and this was objected by the villagers and there was a wordy quarrel and the defacto complainant is said to have been abused in filthy language and was threatened with dire consequences.

3. Heard the learned counsel on either side and perused the material records of the case.

4. Taking into consideration the facts and circumstances of the case and the manner in which the incident had taken place, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.



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5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate Court No.I, Kodaikanal, on condition that the petitioners 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 petitioners 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 petitioners shall appear before the respondent Police as and when required for interrogation.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.



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[d] the petitioners 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 petitioners 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].

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

sd/-

28/11/2024

(*)()AMENDED AS PER ORDER OF THE
COURT DATED 22/01/2025 IN CRL MP(MD)
No.639 of 2025 in CRL OP(MD)No.20755 of 2024.**

/ TRUE COPY /

/02/2025

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

pal
TO

**TO BE SUBSTITUTED WITH THE ORDER DATED 28/11/2024 ALREADY
DESPATCHED**

1. THE JUDICIAL MAGISTRATE COURT NO.I, KODAIKANAL,
2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
DINDIGUL.



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3. THE INSPECTOR OF POLICE,
KODAIKANAL POLICE STATION,
DINDIGUL DISTRICT.

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

+1 CC to M/s.M/S.ROY AND ROY ASSOCIATES, Advocate (SR-685[I] dated
23/01/2025)

ORDER
IN
CRL OP(MD) No.20755 of 2024
Date :28/11/2024

RK/SKN (06/12/2024) 5P / 6C
SMA
SS/SKN/SAR- /05/02/2025/ 5P 6C

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