



CRL OP(MD). No.20783 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 28/11/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.20783 of 2024

Barathi

... Petitioner/ Accused No.4

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Subramaniapuram Police Station,
Madurai City.
(Crime No. 623 of 2024).

... Respondent/ Complainant

For Petitioner : M/s. C. Anand, 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. 623 of 2024 on the file of the Respondent police.



CRL OP(MD). No.20783 of 2024

ORDER : The Court made the following order :-

WEB COPY

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence under Section 310(4) BNS Act in Crime No.623 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 22.10.2024 at about 08.15 a.m., when the Police party was on regular patrol duty, they noticed the accused persons moving in a suspicious manner and on approaching them it was seen that the accused persons were planning to commit dacoity. There are 4 accused persons in this case and the petitioner has been arrayed as A4.

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

4. Taking into consideration of the facts and circumstances of the case and considering the fact that A1 to A3 have been arrested in this case and also considering the age of the petitioner and two previous cases are pending against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner.



CRL OP(MD). No.20783 of 2024

WEB COPY

5. Accordingly, this criminal original petition is ordered and 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.IV, 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 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 fail to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] 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.

[c] the petitioner shall report before the respondent police on every Monday and Friday at 05.30 p.m., for a period of four weeks, thereafter, as and when required for interrogation.

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[e] the petitioner shall not abscond either during investigation or trial;



CRL OP(MD). No.20783 of 2024

WEB COPY

[f] 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;

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

sd/-
28/11/2024

/ TRUE COPY /

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

PNM

TO

1. The Judicial Magistrate No.IV, Madurai,
2. Do-Through The Chief Judicial Magistrate,
Madurai District.
3. The Inspector of Police,
Subramaniapuram Police Station,
Madurai City.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



CRL OP(MD). No.20783 of 2024

WEB COPY +1 CC to M/s.K.DINESH, Advocate (SR-14647[I] dated 28/11/2024)

ORDER
IN
CRL OP(MD) No.20783 of 2024
Date :28/11/2024

RK/SKN (06/12/2024) 5P / 6C

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