



CRL OP(MD). No.21089 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03.12.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.21089 of 2024

1.Logaratchagan

2.Parasuram

...Petitioners/ Accused 1&2

Vs

The State of Tamil Nadu
Represented by the Sub-Inspector of Police,
Allinagaram Police Station,
Theni District.
(Crime No.348 of 2024)

... Respondent/Complainant

For Petitioners: Mr.V.Janakiramulu,
Advocate

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

For Intervenor : Mr.S.Vikram,
Advocate



CRL OP(MD). No.21089 of 2024

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

PRAYER :-

For Anticipatory Bail in Crime No. 348 of 2024 on the file of the respondent police.

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 296(b), 118(1), 351(3) of BNS and 4 of TNPHW Act, in Crime No.348 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that there was a property dispute between the parties. On the date of occurrence, the accused persons are said to have trespassed into the property belonging to the defacto complainant and attacked the defacto complainant and other family members with iron rod and aruval. As a result, the defacto complainant sustained serious injuries.

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



CRL OP(MD). No.21089 of 2024

WEB COPY

4. Taking into consideration the facts and circumstances of the case and considering the fact that there is a property dispute between the parties and there is a case and counter case pending investigation in Crime Nos.347 and 348 of 2024 before the respondent police and considering the fact that the injured has already been discharged from the hospital and there are no previous cases against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

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, Periyakulam, 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 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.



CRL OP(MD). No.21089 of 2024

WEB COPY

[b] the petitioners shall report before the respondent police on every Friday at 5.30 p.m. for a period of 4 weeks and thereafter, as and when required.

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

[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/-
03/12/2024

/ TRUE COPY /

/12/2024

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

pal

TO
1. THE JUDICIAL MAGISTRATE,
PERIYAKULAM.

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



CRL OP(MD). No.21089 of 2024

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THENI

3. THE SUB-INSPECTOR OF POLICE,
ALLINAGARAM POLICE STATION,
THENI DISTRICT.

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

+1 CC to M/s.V.JANAKIRAMULU, Advocate (SR-14924[I] dated 04/12/2024)

ORDER

IN

CRL OP(MD) No.21089 of 2024

Date :03/12/2024

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

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