



CRL OP(MD). No.21412 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 06/12/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

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Kumaresan ... Petitioner/ Accused(Rank not known)

Vs

State of Tamil Nadu,
Rep by the Inspector of Police,
Peravurani Police Station,
Thanjavur District.
Crime No. 309/2024..

... Respondent/Complainant

For Petitioner : M/s .Murugesan. D.R, Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 309 of 2024 on the file of the Respondent police.



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ORDER : The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 296(b), 118(1), 351(3) and 329(4) of BNS, 2023 in Crime No.309 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused persons are said to have attacked the de-facto complainant and caused serious injury and he was also abused in filthy language and was threatened with dire consequences. There are totally two accused persons in this case and the petitioner has been arrayed as A2.

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 considering the manner in which this incident had taken place, and also taking note of the fact that the injured has been discharged from the hospital, and considering the fact that there are no previous cases against the petitioner and also taking note of the fact that anticipatory bail was granted to A2 in CrI.O.P(MD) No.21338 of 2024, dated 05.12.2024, this Court is inclined to grant anticipatory bail to the petitioner subject to



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the following conditions.

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5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned District Munsif cum Judicial Magistrate, Peravurani, 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 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.

[b] the petitioner shall report before the respondent police 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



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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].

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

sd/-
06/12/2024

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

PNM

TO

1. The District Munsif cum Judicial Magistrate, Peravurani,
2. Do-Through The Chief Judicial Magistrate,
Thanjore District @ Kumbakonam.
3. The Inspector of Police,
Peravurani Police Station,
Thanjavur District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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ORDER
IN
CRL OP(MD) No.21412 of 2024
Date :06/12/2024

RK/SKN (16/12/2024) 5P / 5C

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