



CRL OP(MD). No.21603 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/12/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.21603 of 2024

Manimaran

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Kattuputhur Police Station,
Trichy District.
Cr.No.320 of 2024

... Respondent/Complainant

For Petitioner : Mr.K.Arunraj, 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 Cr.No.320 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner / Sole Accused, who apprehends arrest at the hands of the respondent Police for the offence under Sections 296(b), 115(2), 118(1), 133 and 351(2) of BNS in Crime No.320 of 2024 of the file of the respondent Police, seeks anticipatory

bail

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



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2. There was a civil dispute between the parties and on the date of occurrence, both the parties are said to have attacked each other and abused the defacto complainant in filthy language.

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 circumstances of the case and considering the fact that there was a previous civil dispute between the parties and there is a case and counter case in Crime Nos.320 and 321 of 2024 pending investigation before the respondent Police and considering the fact that there are no previous cases against the petitioner, 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 District Munsif cum Judicial Magistrate, Thottiyam, 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



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of fifteen days, this order shall stand automatically cancelled;

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[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 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/-

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/12/2024

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

TSG



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TO

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1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE, THOTTIYAM.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TRICHY DISTRICT.

3 THE INSPECTOR OF POLICE, KATTUPUTHUR POLICE STATION,
TRICHY DISTRICT.

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

+1 CC to M/s.K.ARUNRAJ, Advocate (SR-15127[I] dated 09/12/2024)

ORDER
IN

CRL OP(MD) No.21603 of 2024

Date :09/12/2024

RS/SKN/SAR-(20.12.2024) 4P 6C

Madurai Bench of Madras High Court is issuing
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