



CRL OP(MD). No.22456 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20.12.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.22456 of 2024

1.Kannan

2.Raja

3.Ramesh @ Ramesh Nethaji

...Petitioners/ Accused 1 to 3

Vs

Sate of Tamil Nadu,
Rep by Inspector of Police,
Karaikudi North Police Station,
Sivagangai District,
Crime No.506 of 2024

...Respondent/ Complainant

For Petitioners: Mr.K.G.Arun Kumar, Advocate

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

For Intervenor : Mr.V.S.Shanmugaraj, Advocate

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.506 of 2024 on the file of the Respondent Police.



CRL OP(MD). No.22456 of 2024

ORDER: The Court made the following order :-

WEB COPY

The petitioners/accused Nos.1 to 3, who apprehend arrest at the hands of the respondent police for the offences punishable under sections 329(3), 126(2), 296(b), 115 (2), 351 (2) and 303 (2) BNS Act in Crime No.506 of 2024 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the defacto complainant was running a business. On 10.12.2024, at about 11.00 a.m when the defacto complainant and his brother went to the spot, the accused persons were standing there and on seeing the defacto complainant they abused him in filthy language and tried to attack the defacto complainant and his brother and threatened them with dire consequences. There are totally three named accused persons and others in this case and the petitioners have been arrayed as A1 to A3.

3.Heard the learned appearing for the petitioners and the learned Government Advocate (Criminal Side) appearing for the respondent Police.

4.It is represented that the second petitioner in this petition has already been granted anticipatory bail by this Court in Crl.O.P.(MD)No.22263 of 2024 and hence, this petition is closed insofar as the second petitioner / A2 is concerned.

5.Taking into consideration the facts and circumstances of the case and considering the manner, in which, this incident had taken place, this Court is inclined



CRL OP(MD). No.22456 of 2024

to grant anticipatory bail to the petitioners 1 and 3 subject to the following conditions.

WEB COPY

6. Accordingly, the petitioners 1 and 3 are ordered to be released on anticipatory bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Karaikudi, Sivagangai District on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only), each 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 petitioners 1 and 3 fail to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] the petitioners 1 and 3 shall report before the respondent police as and when required for interrogation;

[c] the petitioners 1 and 3 shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioners 1 and 3 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 petitioners 1 and 3 in accordance with law as if the conditions have been imposed and the petitioners



CRL OP(MD). No.22456 of 2024

released on bail by the learned Magistrate/Trial Court himself as laid down by the

WEB COPY

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 229-A IPC.

sd/-
20/12/2024

/ TRUE COPY /

/01/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TA
TO

1 THE JUDICIAL MAGISTRATE,
KARAIKUDI, SIVAGANGAI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, SIVAGANGAI DISTRICT.

3 THE INSPECTOR OF POLICE,
KARAIKUDI NORTH POLICE STATION,
SIVAGANGAI DISTRICT.

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

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



WEB COPY



CRL OP(MD). No.22456 of 2024

ORDER
IN
CRL OP(MD) No.22456 of 2024
Date :20/12/2024

SA/SA/SAR. /06.01.2025/5P/C

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