



CRL OP(MD). No.22979 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 27/12/2024

PRESENT

The HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.22979 of 2024

1.Mahendran @ Magendra Prasath

2.Juvan @ Yuganraj

3.Kumar

... Petitioners/ Accused Rank
No.1 to 3

Vs

The State of Tamil Nadu,
Rep., by The Inspector of Police,
Bazaar Police Station,
Ramanathapuram District.
(Crime No.361 of 2024)

... Respondent/Complainant

For Petitioners : Mr.S.Pradeep
Advocate.

For Respondent : Mr.M.Sakthikumar
Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.361 of 2024 on the file of the respondent police.



CRL OP(MD). No.22979 of 2024

ORDER: The Court made the following order :-

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The petitioners/Accused Nos.1 to 3, who apprehend arrest at the hands of the respondent for the offences punishable under Sections 126(2), 296(b), 115(2), 118(1) and 351(3) of BNS in Crime No.361 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant is working in the petitioner's sticker shop, who abused the defacto complainant's wife using filthy language. While so, on 16.12.2024, when the defacto complainant questioned the petitioners, the petitioners had abused the defacto complainant using filthy language, assaulted him with iron rod and caused injuries. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and they were falsely implicated in this case. They have not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Crl. Side) submits that the petitioners had abused the defacto complainant using filthy language, assaulted him with iron rod and caused injuries. Hence, he objected to grant anticipatory bail to the petitioners. He further submitted that there is no previous case as against the petitioners and the injured is also discharged from the hospital.

5. Heard both sides and perused the materials available on record.



CRL OP(MD). No.22979 of 2024

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6. Considering the representation made by the learned counsel on either side, the nature of offences charged against the petitioners and also considering that the injured was discharged from hospital and that no previous case is pending against the petitioners, I am inclined to grant anticipatory bail to the petitioners, subject to the following conditions:

[a] Accordingly, the petitioners are ordered to be released on anticipatory bail on condition to 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 Judicial Magistrate No.I, Ramanathapuram and on further conditions that:

[b] the petitioners shall report before the respondent Police on every Saturday at 10.00 A.M. for a period of four weeks and thereafter as and when required for interrogation.

[c] the petitioners shall not commit any offences of similar nature.

[d] the petitioners shall not abscond either during investigation or trial.

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

[f] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners



CRL OP(MD). No.22979 of 2024

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

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Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

[g] If the accused thereafter absconds, a fresh FIR can be registered under
Section 269 B.N.S.

sd/-
27/12/2024

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

ABR

TO

1 THE JUDICIAL MAGISTRATE
NO.I, RAMANATHAPURAM.

2 DO-THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.

3 THE INSPECTOR OF POLICE,
BAZAAR POLICE STATION,
RAMANATHAPURAM DISTRICT.

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

+1 CC to M/s.B.ARUN, Advocate (SR-15874[I] dated 27/12/2024)



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CRL OP(MD). No.22979 of 2024

ORDER
IN
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Date :27/12/2024

PSP/ SKN /SAR /02.01.2025/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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