



CRL OP NO. 3350 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-02-2025

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THE HONOURABLE MR JUSTICE SUNDER MOHAN

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CRL OP NO. 3350 of 2025

KUMAR alias Rathinakumar
S/o Veerappan No.3/124, Vathalpatti Colony, Pathra alli Post,
Pennagaram Taluk, Dharmapuri District and 3 Others

petitioner(s)

Vs

The state rep by the Sub Inspector of police
Eriyur police station, Dharmapuri District Crime no.8 of 2025

Respondent(s)

CRL OP NO. 3350 of 2025

For petitioner(s):

Jaisingh M Advocate
A.Karthick
G.Kawinselvakumar

For Respondent(s):

Public Prosecutor

ORDER

The petitioner(s), who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 118(1) and 351(3), seeks anticipatory bail.

2. The case of the prosecution is that due to previous enmity that existed between the

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

petitioner(s) and the *de facto* complainant, the latter was attacked. Hence, the case.



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3.The learned counsel for the petitioner(s) submitted that the petitioner(s) are innocent and they have been falsely implicated in this case. He further submitted that the petitioner(s) are ready to abide by any condition that may be imposed by this Court. Hence, he prayed for grant of anticipatory bail to the petitioner(s) .

4.The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and on instruction submitted that the injured was discharged from hospital and there is a case and counter case, hence, opposed for grant of anticipatory bail to the petitioner(s).

5.Heard the learned counsel for the petitioner(s) and the learned Government Advocate (Crl.side) for the respondent and also perused the materials available on record.

6.Considering the submissions made by either side, the injured was discharged from the hospital, there is case and counter case and and custodial interrogation of the petitioner(s) is not required, this Court is inclined to grant anticipatory bail to the petitioner(s) subject to the following conditions:

(a) Accordingly, the petitioner(s) are ordered to be released on bail in the event of arrest or

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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, Pennagaram** on condition

petitioner(s) 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, failing

which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[b] the petitioner(s) shall report before the respondent police everyday at 10:30 a.m, until further orders;

[c] the petitioner(s) shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioner(s) 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(s) in accordance with law as if the conditions have been imposed and the petitioner(s) 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.

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To

1. The state rep by the Sub Inspector of police
Eriyur police station,
Dharmapuri District
Crime no.8 of 2025

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