



CRL OP NO. 4040 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-02-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 4040 of 2025

G.Vishnu

... Petitioner

Vs.

State Rep By Inspector Of Police
J3- Guindy Police Station, Chennai

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on anticipatory bail, in connection with the Crime No.35 of 2025 , pending investigation on the file of the respondent Police.

For Petitioner : Mr.Shyam Rohith
For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 324, 506, 294 of IPC, on the file of the respondent police, seeks anticipatory bail.



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2. The case of the prosecution is that the petitioner along with the other accused persons was in an inebriated condition and had wordy quarrel with the *de facto* complainant, as a result of which they attacked the *de facto* complainant and caused injuries. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he been falsely implicated in this case; the petitioner is ready to abide by any condition that may be imposed by this Court; and that the custodial interrogation is not required in this case, he prayed for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and on instruction submitted that there is no previous case as against the petitioner and the injured was discharged from the hospital.

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

6. Considering the nature of allegation, the injured was discharged from hospital



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and custodial interrogation of the petitioner is not required for the investigation, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions:

(a) Accordingly, the petitioner are ordered to be released on 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 **XI Metropolitan Magistrate Court, Chennai** 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, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

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

[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

SUNDER MOHAN,J.



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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.

17.02.2025

vca

To

1. The XI Metropolitan Magistrate Court, Chennai

2.The Inspector Of Police

J3- Guindy Police Station, Chennai

3.The Public Prosecutor,

High Court, Madras

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