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Crl.O.P.No.5326 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.02.2025

CORAM

THE HON'BLE MR. JUSTICE **SUNDER MOHAN**

Crl.O.P.No.5326 of 2025

Manimaran

...Petitioner /Single Accused

Vs.

The State Rep. By
The Inspector of Police,
Egmore Railways Police Station,
Egmore Chennai.
Crime No.29 of 2025

...Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner's on bail in the event of
his arrest by the respondent police in connection with Crime No.29 of 2025 on the
file of the respondent police.

For Petitioner : Mr.S.Deivasigamani

For Respondent : Mr.Leonard Arul Joseph Selvam

Government Advocate (Crl.Side)

ORDER

The petitioner/single accused, who apprehends arrest at the hands of the
respondent police for the offences punishable under Sections 296(b), 118(1), of
the BNS Act (294(b), 324 of the IPC) in Crime No.29 of 2025 on the file of the



respondent police, seeks anticipatory bail.

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2. It is the case of the prosecution that the *de-facto* complainant had received a loan from the sister of the petitioner/accused; that when the petitioner met the *de-facto* complainant in a train, he demanded the money due to his sister and a wordy quarrel arose between the petitioner and the *de-facto* complainant. As a result of which, the petitioner abused the *de-facto* complainant and assaulted him with an iron rod. Hence, the case.

3. The learned counsel for the petitioner submitted that the allegations are false; that the instant complaint has been lodged only to avoid repayment of the loan; and that in any case, the custodial interrogation of the petitioner is not required and sought for anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) for the respondent reiterated the prosecution case and submitted that the injured has been discharged from the hospital; and that the petitioner has no bad antecedents.

5. Considering the nature of the allegations, the fact that the injured has been discharged from the hospital and the petitioner has no bad antecedents, this



Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **XIV Metropolitan Magistrate Court, Egmore, 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, on further condition that:

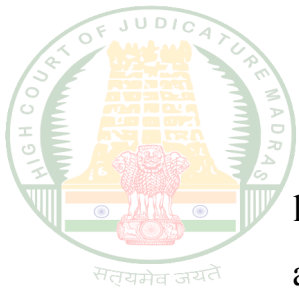
[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] **the petitioner shall appear before the Inspector of Police, SS Colony Madurai Police Station, Madurai, Tamil Nadu, daily at 10.30 a.m., until further orders;**

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the



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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]***;

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

28.02.2025

dk

To

- 1.The XIV Metropolitan Magistrate
Egmore,
Chennai.
2. The Inspector of Police
Egmore Railways Police Station
Egmore, Chennai.
- 3.The Public Prosecutor,
High Court of Madras.



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SUNDER MOHAN,J.
dk

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