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CRL OP No. 6699 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-03-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 6699 of 2025

Kariyagoundan @ Anand
S/o.Annamalai, Melur, Vellakkadai Post
Yearcadu, Salem District

Petitioner(s)

Vs

State Represented By Its
Inspector of Police,
Ethappur Police Station, Salem District.
(Crime No. 46 of 2025)

Respondent(s)

CRL OP No. 6699 of 2025

PRAYER

To enlarge the petitioner on anticipatory bail in the event of the petitioner's arrest by the respondent police in Crime No.46 of 2025 on the file of Respondent Police on such terms and conditions as this Hon'ble Court may deem fit and proper.

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For Petitioner(s): Mr. Arivazhagan S

For Respondent(s): Mr. S. Santhosh,
Government Advocate



ORDER

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The petitioner/A4, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 331(4) and 305(a) of BNS Act, 2023 in Crime No.46 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that, when the defacto complainant was not in the house, A1 to A3 broke open the lock and stole household essentials.

3. Learned counsel appearing for the petitioner submitted that the allegations are false. He further submitted that the stolen articles have been recovered and that in any case, custodial interrogation is not required and sought for anticipatory bail for the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing for grant of anticipatory bail to the petitioner, reiterated the prosecution case and on instructions submitted that the petitioner has no bad antecedents. He further submitted that the stolen household essentials have been recovered from A1 to A3 and they have been arrested.



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5. Considering the nature of allegations, the fact that the petitioner has no bad antecedents, the fact that the stolen articles have been recovered from co-accused and since custodial interrogation of the petitioner is not required, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

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 days from the date of receipt of copy of this order, before the **learned Judicial Magistrate Court No-I, Attur, Salem District**, on condition that the petitioner shall execute 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 petitioner and 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



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identity.

[b] the petitioner shall report before the respondent police as and when required for interrogation.

[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 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.

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AT

Index:Yes/No

Neutral Citation:Yes/No



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To
1.State Represented By Its
Inspector Of Police, Ethappur Police
Station, Salem District. (crime No.46
Of 2025)



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SUNDER MOHAN, J.

AT

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