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CRL OP No. 6709 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-03-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 6709 of 2025

1. Baskaran

S/o.Thangarasu, No.2/105,Adidravidar
Street, Thirumalaipatty,
Sendhamangalam Taluk, Namakkal
District.

2. Ramesh

S/o.Rathakrishnan, No.38,1/43,44,
Kasthuribai Street, Kitchipalayam,
Salem-636015.

Petitioner(s)

Vs

1.The State rep. by its,
The Inspector of Police,
Karuppur Police Station, Salem
District.
Crime No.103 of 2025.

Respondent(s)



CRL OP No. 6709 of 2025

PRAYER

To enlarge the petitioners on bail in the event of their arrest in Crime No.103 of 2025 on the file of the Respondent and thus render justice.

CRL OP No. 6709 of 2025

For Petitioner(s): Mr. Asai Thambi P
For Respondent(s): Mr. S. Santhosh,
Government Advocate

ORDER

The petitioners / A2 & A3, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 140(3), 305, 329, 296(b), 115(2), 118(1), 351(3) of BNS, 2023 in Crime No.103 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that, the defacto complainant's granddaughter and A1 had love affair; that in the month of February 2025, A1 to A3 took defacto complainant's granddaughter forcibly by wearing a mask and assaulted the defacto complainant and thus committed the aforesaid offence.

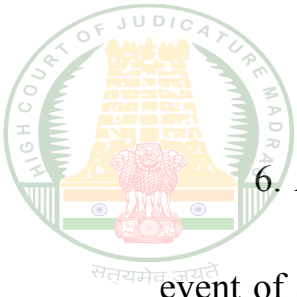


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3. Learned counsel appearing for the petitioners would submit that the petitioners are innocent person and they have been falsely implicated in this case and that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court, and prayed for anticipatory bail to the petitioners.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing for grant of anticipatory bail to the petitioners, reiterated the prosecution case and on instructions submitted that A1 was arrested and released on bail subsequently.

5. Considering the nature of allegations, the fact that A1 was arrested and released on bail, the fact that there was love affair between A1 and defacto complainant's granddaughter and since, custodial interrogation of the petitioners is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.



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6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before **the learned Judicial Magistrate-II, Salem**, on condition that the petitioners shall execute a separate 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 learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioners 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 identity.

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

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

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



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

10-03-2025

AT

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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SUNDER MOHAN, J.

AT

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To

1. The State rep. by its,
The Inspector of Police,
Karuppur Police Station, Salem
District.
Crime No.103 of 2025.

Crl. O.P. No. 6709 of 2025