



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-03-2025

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THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 8221 of 2025

1. Raja

S/o. Anandhan,

No.2/139, Kilpattu colony.

Vadamahimangalam,

Thiruvannamalai-606 907.

Petitioner(s)

Vs

1. State Represented By

The Inspector of Police

Chethpat Police Station,

Thiruvannamalai District.

Crime No. 382 of 2012

Respondent(s)

PRAYER

Petition under Section 482 of BNSS, to enlarge the Petitioner on bail in the event of arrest in connection with Crime No. 382 of 2012, pending investigation, on the file of respondent police.

For Petitioner(s): M/s.Sendillveal G D

K.Francis

A.Ramesh

For Respondent(s): Mr.S.Santhosh

Government Advocate (Crl. Side)

**ORDER**

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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 147, 148, 427, 448, 379 of IPC r/w.3 of P.P.D.Act, in Crime No.382 of 2012, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that, due to previous enmity, the petitioner along with others damaged the house of the de facto complainant and committed theft of the household articles.

3.The learned counsel appearing for the petitioner submitted that the petitioner is innocent; that he has been falsely implicated in this case and prayed for anticipatory bail for the petitioner. He further submitted that during the course of investigation the petitioner has not been arrested.

4.Learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of anticipatory bail to the petitioner, reiterated the prosecution case and on instructions submitted that final report has been filed in PRC.No.3 of 2024 before the court concerned.



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

6. Taking note of the facts and circumstances of the case, nature of allegations, submissions made by the learned counsels on either side, the fact that the petitioner has not been arrested during the course of investigation, and since, custodial interrogation is not required, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. 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 on which the order copy made ready, before **the learned Judicial Magistrate, Polur**, on condition that the petitioner 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 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 identity.

[b] the petitioner shall report before the respondent police everyday at 10.30 am., 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 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.

20-03-2025

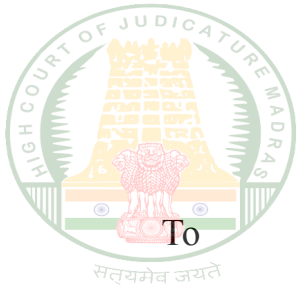
Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

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1. The Judicial Magistrate,
Polur.

2. The Inspector of Police
Chethpat Police Station,
Thiruvannamalai District.

3. The Public Prosecutor
High Court, Chennai.



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SUNDER MOHAN J.

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