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CRL OP No. 7930 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-03-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 7930 of 2025

1. MANIVEL

S/o.Arjunan, No. 252, Mariamman Koil
Street, Sennasamuthiram Village,
Melnelli Post, Vellore District.

2. ELAVARASAN

S/o.Sankar, No. 343, Erikarai Street,
Sennasamuthiram Village, Melnelli
Post, Vellore District.

3.Viji @ Mari

S/o. Arjunan, No. 252, Mariamman
Kaoil Street, Sennasamuthiram Village,
Melnelli Post, Vellore District.

4. TAMIZHARASAN

S/o. Palani, No. 243, Mariamman Koil
Street, Sennasamuthiram Village,
Melnelli Post, Vellore District.

Petitioner(s)

Vs



1. The State by, The Inspector of Police,
Kalavai Police Station, Ranipet District.
Crime No. 51 of 2025.

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Respondent(s)

CRL OP No. 7930 of 2025

PRAYER

To enlarge the Petitioners on bail in the event of arrest by the respondent police in Crime. No. 51/2025 on the file of the respondent police and thus render justice.

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For Petitioner(s): Mr. Thirumoorthy D

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

ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b) and 118(1) of BNSS Act, 2023 [294 and 324 of IPC] in Crime No.51 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that, on account of previous enmity regarding land dispute; that there was a wordy quarrel between petitioners and the defacto complainant; and that the petitioners attacked the defacto complainant and thus, committed the aforesaid offence.



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3. Learned counsel appearing for the petitioners submitted that the allegations are false; and that in any case, custodial interrogation is not required and sought for anticipatory bail for the petitioners.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of anticipatory bail to the petitioners, reiterated the prosecution case and on instructions submitted that injured has been discharged from the hospital. He further submitted that the petitioners have no bad antecedents.

5. Considering the nature of the allegations, the fact that the injured has been discharged from the hospital, the fact that the petitioners have no bad antecedents and since, custodial interrogation is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

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, Arcot, on condition that the petitioners shall execute 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.

[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].

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

18-03-2025

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 by, The Inspector of Police,
Kalavai Police Station, Ranipet District.
Crime No. 51 of 2025.

CrI. O.P. No. 7930 of 2025