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Crl.O.P.No.8836 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 09-04-2025**

CORAM

**THE HONOURABLE MR JUSTICE SUNDER MOHAN**

**CRL OP No. 8836 of 2025**

Ajithkumar

Petitioner(s)

Vs

The State Represented by,  
The Inspector of Police,  
Selvapuram Police Station,  
Coimbatore City.  
(Crime No.51 of 2025)

Respondent(s)

For Petitioner(s) : M/s.Jagadeeswari

For Respondent(s) : Mr.S.Balaji,  
Government Advocate (Criminal Side)

**PRAYER** To enlarge the petitioner on anticipatory bail in the event of his arrest by the respondent in Crime No.51 of 2025 on the file of the Respondent.

**ORDER**

The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 192, 196, 353(2) of BNS, in Crime No.51 of 2025, on the file of the respondent Police, seeks anticipatory bail.



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2. The case of the prosecution is that the petitioner had uploaded video in the face book account; and that in his interview which he had attempted to incite violence between two religious groups, which constituted the offence under Sections 192, 196, 353(2) of BNS.

3. Learned counsel for the petitioner submitted that the petitioner had not incited violence between the two religious groups; that he did not insult any religions; that he spoke only about terrorist organization and the fact that innocent people died in the bomb blast; that the petitioner will be careful in future and not give any room for any accusation and hence prayed for grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (Criminal Side) appearing for the respondent police, while opposing the grant of anticipatory bail to the petitioners, reiterated the prosecution case and produced a copy of the transcript of the video.

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

6. This Court had carefully considered the rival submissions and perused the transcript. It is seen that the petitioner had criticized certain terrorist



activity and also made some remarks about the members of an organization.

**WEB COPY** 7. Considering the aforesaid facts, nature of allegations 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.

8. 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 No.5, Coimbatore**, 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 daily at 10.30 a.m, until further orders.**



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[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.

**(g) the petitioner shall file an affidavit before the trial Court that he shall not indulge in similar such activities in future; that he shall not give room for any accusation and that he shall not insult any particular religions.**

drl

**09-04-2025**

To

1. The Inspector of Police,  
Selvapuram Police Station,  
Coimbatore City.

2. The Public Prosecutor,  
High Court, Madras.



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**SUNDER MOHAN J.**

*drl*

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