



WEB COPY

Crl.O.P.No.8743 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-03-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO.8743 of 2025

Santhosh
S/o. Thiyagarajan

....Petitioner/Accused-3

Vs

The State Rep. by
The Inspector of Police,
K6 TP Chatram Police Station,
Chennai
Cr. No.274 of 2024

....Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory bail in the event of his arrest by the respondent police in Crime No.274 of 2024 on the file of the respondent police.

For Petitioner : Mr. Gurubarao, R.

For Respondent : Mr. S.Balaji
Government Advocate (Crl. Side)



ORDER

WEB COPY

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 126(2), 296(b), 118(1) and 351(3) BNS in Crime No.274 of 2024, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that, the petitioner and the other accused teased a woman and when that was questioned by the defacto complainant's mother, they tried to beat her. The defacto complainant, who tried to save her mother, was beaten up by the petitioner and the other accused. The defacto complainant's wife was also beaten up by the accused. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and is not connected with the said offence; that a false case has been foisted against the petitioner; that he has no bad antecedents; and that the petitioner is ready to abide by any condition that may be imposed by this Court and sought for anticipatory bail to the petitioner.



WEB COPY

Crl.O.P.No.8743 of 2023



4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the prosecution case and submitted that the injured has been discharged from the hospital; that the petitioner has no previous case and that the investigation is pending.

5. Taking note of the facts and circumstances of the case, considering, the nature of allegations against the petitioner, submissions made by the learned counsels on either side, the fact that the injured have been discharged from the hospital and that the petitioner has no previous case, and since custodial interrogation of the petitioner is not required for the purpose of investigation, 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 on which the order copy made ready, before **the learned V Metropolitan Magistrate, Egmore, Chennai**, on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten**



WEB COPY

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.

[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



WEB COPY



Crl.O.P.No.8743 of 2025

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 abscond, a fresh FIR
can be registered under Section 269 of B.N.S.

26.03.2025

bga



WEB COPY

To

1. The V Metropolitan Magistrate, Egmore, Chennai
2. The Inspector of Police,
K6 TP Chatram Police Station,
Chennai
3. The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.8743 of 2025



SUNDER MOHAN, J.

bga

Crl.O.P. No.8743 of 2025

26.03.2025