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Crl.O.P.No.8821 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-03-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO.8821 of 2025

1. Hemavathi
W/o. Adinarayanan

2. Dinesh
S/o. Adinarayanan

....Petitioners/Accused

Vs

The State Rep. by
The Inspector of Police,
N-1, Royapuram Police Station
Chennai 600 013
Crime No.269/2025

....Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on anticipatory bail in the event of their arrest by the respondent police in Crime No.269 of 2025 on the file of the respondent police.

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



ORDER

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2. The case of the prosecution is that, the petitioners abused the *de facto* complainant in filthy language and attacked him and thus committed the aforesaid offence.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent; that the petitioners are no way connected with the alleged offence; and that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court, and prayed for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the prosecution case and submitted that the



injured was treated as out patient.

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5. Considering, the fact that the injured was treated as out patient and the nature of relationship between the petitioners and the *de facto* complainant, 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.

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 XVI Metropolitan Magistrate, George Town, Chennai-01**, on condition that each of the petitioner shall execute a 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



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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.

[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].

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

26.03.2025

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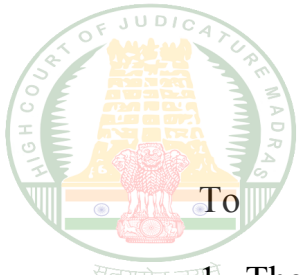
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1. The XVI Metropolitan Magistrate, George Town, Chennai-01

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2. The Inspector of Police,
N-1, Royapuram Police Station,
Chennai 600 013

3. The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.

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