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CRL OP NO. 9360 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.03.2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 9360 of 2025

1. Tamil Azhagan
2. Tamil Vannan

Petitioners/A1&A2

Vs

The State Rep By  
The Inspector of Police  
Avinashi Police Station,  
Tiruppur District.  
(Crime No.187 of 2025)

Respondent

Criminal Original Petition filed under Section 482 of Bharatiya  
Nagarik Suraksha Sanhita, 2023 to enlarge the petitioners/Accused on  
anticipatory bail in the event of arrest in Crime No. 187 of 2025 pending on  
the file of the respondent police.

|                 |   |                                                |
|-----------------|---|------------------------------------------------|
| For petitioners | : | Mr.Vijayaragavan Marimuthu                     |
| For Respondent  | : | Mr.S.Balaji,<br>Government Advocate (Crl.Side) |

### **ORDER**

The petitioners, who apprehend arrest at the hands of the respondent  
police for the offences punishable under Sections 296(b), 115(2), 118(1)  
and 351(3) of the BNS, 2023 in Crime No.187 of 2025, on the file of the  
respondent police, seek anticipatory bail.



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2. The case of the prosecution is that due to a wordy quarrel, the petitioners assaulted the de facto complainant and abused him in filthy language.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent; that they have been falsely implicated in this case and prayed for anticipatory bail to the petitioners.

4. The 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 the injured sustained simple injuries and was discharged from the hospital, and that the petitioners have some previous antecedents.

5. Taking note of the facts and circumstances of the case, the nature of the allegations, that the injured suffered simple injuries and was discharged from the hospital, that the petitioners are on bail in the other previous cases and since, custodial interrogation is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to



the petitioners with one of the condition that “*the petitioners shall stay at Krishnagiri, until further orders*” and other conditions are as follows:

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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, Avinashi, Tiruppur District** on condition that the petitioners 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 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 **Inspector of Police, Krishnagiri Town Police**



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**Station, Krishnagiri, everyday at 10:30 a.m.,  
until further orders.**

[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].

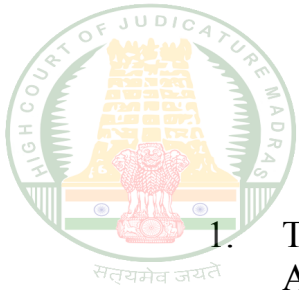
[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

**28.03.2025**

**vca**

To:

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1. The Inspector of Police  
Avinashi Police Station,  
Tiruppur District..
2. The Judicial Magistrate,  
Avinashi, Tiruppur District.
3. The Public Prosecutor,  
High Court Madras.
4. The Inspector of Police, Krishnagiri

**SUNDER MOHAN, J.**

**vca**



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