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CRL OP No. 11192 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-04-2025

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THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 11192 of 2025

1. P. Buvanesh

Son of Palanisamy, 22, New South
Ambetkar Street, Dharapuram Taluk
Tiruppur District.

Petitioner(s)

Vs

1. The State Represented By, The
Inspector of Police,
Dharapuram Police Station, Tiruppur
District, In Crime No.132 / 2025.

Respondent(s)

PRAYER To enlarge the petitioner on anticipatory bail in the event of his arrest in connection with Crime No. 132 of 2025 on the file of the Respondent, Dharapuram Police Station, Tiruppur District, and thus render justice.

For Petitioner : Mr.Kalimuthu Palanisamy

For Respondent(s): Public Prosecutor



ORDER

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The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 296(b), 115(2), 351(3) of BNS read with Section 4 of the TNPHW Act, in Crime No.132 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that on 30.03.2025, the petitioner who is a Police Constable and his associate assaulted the defacto complainant and his family members, causing injuries, near a Temple. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the allegations are false and fabricated and the alleged victim was treated as an out-patient and discharged from medical care and in any case, the custodial interrogation of the petitioner is not required; and hence prays for grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the



respondent Police reiterated the prosecution case and on instructions submitted

that the injured has been discharged from the hospital; and that the petitioner

has no bad antecedents.

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

6. Taking note of the facts and circumstances of the case, nature of allegations, submissions made by the learned counsel on either side, the fact that the injured has been discharged from the hospital and since, custodial interrogation is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. 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**



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Magistrate, Dharapuram, Tirupur District, on condition that 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 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 Court himself as laid



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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.

16-04-2025

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

1. The State Represented By, The
Inspector of Police,
Dharapuram Police Station, Tiruppur
District, In Crime No.132 / 2025.

2. The Judicial Magistrate, Dharapuram, Tirpur District.

3. The Government Advocate (Crl. Side)
Madras High Court, Chennai.



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SUNDER MOHAN J.

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