



WEB COPY



CrI.O.P.No.11445 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-04-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 11445 of 2025

1. Joseph
2. Sanjay
3. Sathiyavani
4. Doss

Petitioner(s)

Vs

The State Represented by,
The Inspector of Police,
Rathinagiri Police Station,
Ranipet District.
(Crime No.54 of 2025)

Respondent(s)

For Petitioner(s) : Mr.D.Thirumoorthy

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

PRAYER To enlarge the petitioners on anticipatory bail in the event of their arrest by the respondent in Crime No.54 of 2025 on the file of the Respondent.

ORDER

The petitioners, who apprehend arrest at the hands of the respondent for the offences punishable under Sections 126(2), 296(b), 115(2) and 351(3) of BNS, in Crime No.54 of 2025, on the file of the respondent Police, seeks anticipatory bail.



WEB COURT

2. The case of the prosecution is that due to money dispute between the petitioners and the defacto complainant regarding chit transaction, there was a wordy quarrel, for which the petitioners attacked the defacto complainant with hands and also caused injuries to him.

3. Learned counsel appearing for the petitioners submitted that the petitioners are innocent; that they have been falsely implicated in this case; that the fourth petitioner herein was arrested and released on bail; and in any case, the custodial interrogation of the petitioners are not required and sought for anticipatory bail to the petitioners.

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 confirms the fact that the fourth petitioner was arrested and released on bail; that it is a case and a case in counter; that the injured has been discharged from the hospital; and that the petitioners have no bad antecedents.

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



Crl.O.P.No.11445 of 2025

6. The fourth petitioner has been arrested and released on bail. Hence

WEB this Criminal Original Petition is dismissed as infructuous with regard to the fourth petitioner.

7. 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 there is a counter case, the injured has been discharged from the hospital, the first, second and third petitioners have no bad antecedents and since, custodial interrogation is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the first, second and third petitioners with certain conditions.

7. Accordingly, the first, second and third 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, Arcot** 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

WEB COPY and on further condition that:

[a] the first, second and third 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 first and second petitioners shall report before the respondent Police daily at 10.30 a.m, until further orders and the third petitioner, being a lady, shall appear before the respondent police as and when required for interrogation.

[c] the first, second and third petitioners shall not tamper with evidence or witness either during investigation or trial;

[d] the first, second and third 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 first, second and third petitioners 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]*;



Crl.O.P.No.11445 of 2025

WEB COPY

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

drl

17-04-2025

To

1. The Inspector of Police,
Rathinagiri Police Station,
Ranipet District.

2. The Public Prosecutor,
High Court, Madras.



WEB COPY



CrI.O.P.No.11445 of 2025

SUNDER MONHAN, J.

drl

CRL OP No. 11445 of 2025

17.04.2025