



Cr.O.P.No.12522 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-04-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 12522 of 2025

Krishnan

Petitioner

Vs

The State represented by
The Inspector of Police,
A.Pallipatti Police Station,
Krishnagiri District.
(Cr.No.108 of 2024)

Respondent

For Petitioner: Mr.J.Pradeep

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

PRAYER To enlarge the petitioner on anticipatory bail in the event of his arrest by the respondent in Crime No.108 of 2024 on the file of the Respondent.

ORDER

The petitioner/A1, who apprehends arrest at the hands of the respondent for the offences punishable under Section 303(2) of BNS, in Crime No.108 of 2024, on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other



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accused had committed theft of around 8 kgs of sandal wood from the

Subramaniya Siva Cooperative Sugar factory, where the defacto complainant was working as a Jamedar. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the allegations are false; that he has been falsely implicated in this case; that the co-accused were granted bail by the Lower Court. and in any case, custodial interrogation is not required and sought for anticipatory bail.

4. Learned Government Advocate (Criminal Side) appearing for the respondent police, while opposing the grant of anticipatory bail to the petitioner, reiterated the prosecution case and confirms the fact that the co-accused were released on bail; that the stolen property has been recovered; and apart from this case, the petitioner has one previous case and he is on bail in that case.

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

6. Considering the nature of allegations; the fact that the stolen property has been recovered; that the co-accused were granted bail; the petitioner is on bail in previous case and since the custodial interrogation of



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the petitioner is not required for the purpose of investigation, this Court is

inclined to grant anticipatory bail to the petitioner on 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 Magistrate, Pappireddipatti**, 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.

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[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 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.

drl

24-04-2025

To

1. The Inspector of Police,
A.Pallipatti Police Station,
Krishnagiri District.

2.The Public Prosecutor,
High Court, Madras.

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