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CRL OP NO. 14123 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **08-05-2025**

CORAM

THE HONOURABLE MRS JUSTICE L.VICTORIA GOWRI

CRL OP NO. 14123 of 2025

1. Selvam
2. Pavunamma @ Murugammal
3. Santha

Petitioner(s)

Vs

State Rep.by, The Inspector of Police,
Rayakottai Police Station, Krishnagiri.

Cr. No. 69 of 2025

Respondent(s)

For Petitioner(s): Mr. Balamurali D

For Respondent(s): Dr.C.E.Pratab, Govt.Advocate (Crl.Side)

Prayer: Criminal Original Petition filed under Section 482 of BNSS seeking anticipatory bail.

ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 115(2), 118(1), 351(3) of BNS Act and Section 4 of TNPHW Act in Crime No.69 of 2025 on the file of the respondent police, seek anticipatory bail.



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2. It is the case of the prosecution that there is a land dispute between the petitioners and the defacto complainant and in view of the same, the petitioners abused and assaulted the de-facto complainant. Hence, the complaint has been registered against them.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent and they have not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that this is a case in counter and there exists land dispute between the petitioners and the defacto complainant.

5. Taking into consideration the facts and circumstances of the case and considering the submissions made by the counsels on either side, this court is inclined to grant anticipatory bail to the petitioners with certain conditions.



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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 of receipt of a copy of this order, before the learned *Judicial Magistrate, Mettupalayam*, on condition that each of the petitioners 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 learned Magistrate concerned and on further conditions that:

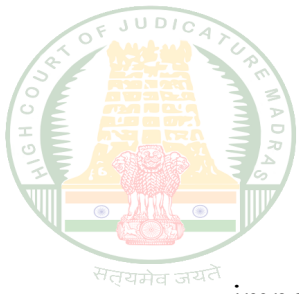
[a] the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.

[b] the petitioners shall report before the respondent police daily at 10.30 a.m., for a period of four weeks and thereafter, as and when required for interrogation.

[c] the petitioners shall not tamper with the 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



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imposed and the petitioners are 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 229-A IPC.

08-05-2025

Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.

2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The Judicial Magistrate, Mettupalayam.
2. The Inspector of Police, Rayakottai Police Station, Krishnagiri.
3. The Public Prosecutor, High Court of Madras.



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L.VICTORIA GOWRI, J.

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