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Crl.O.P. Nos.14919 & 15032 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.05.2025

CORAM

THE HON'BLE MR. JUSTICE M. NIRMAL KUMAR

Crl.O.P. Nos.14919 & 15032 of 2025

Sabiraj ... Petitioner in Crl.O.P.No.14919/2025

Akash Rajkumar ... Petitioner in Crl.O.P.No.15032/2025

/versus/

State represented by
The Inspector of Police,
Mannargudi Taluk Police Station,
Tiruvarur District - 612803,
Crime No.24 of 2025

...Respondent in both Crl.O.Ps

PRAYER: Criminal Original Petitions filed under Section 482 of BNSS Act, to enlarge the petitioners on anticipatory bail in the event of their arrest by the respondent police pending investigation in Crime No.24 of 2025 on the file of the respondent police.

For Petitioner in both Crl.O.Ps : Mr.Nirmal Aditya

For Respondent in both Crl.O.Ps : Mr.V.Meganathan,
Government Advocate (Crl. Side)

ORDER



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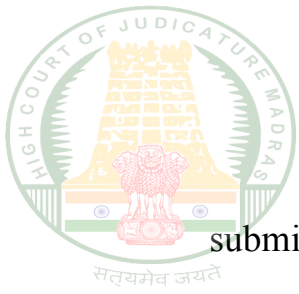
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The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 127(2), 309(6), 310(2) of BNS Act in Crime No.24 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners along with other accused intercepted the way of victim and physically assaulted with knife and robbed a sum of Rs.30,000/- and also his personal belongings. Based on the confession of the victim, the case was registered.

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. He further submitted that they are ready to abide by any conditions that may be imposed by this Court and sought for anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police oppose to grant anticipatory bail to the petitioners stating that the petitioners along with other accused physically assaulted the victim with knife and robbed a sum of Rs.30,000/- and further he would



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submit that they have no previous case pending against them. However, he

oppose to grant anticipatory bail to the petitioners.

5. Having heard the learned counsel for the petitioners and the learned Government Advocate (Crl. Side) for the respondent Police and perused the materials available on record, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions and 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-1, Mannargudi, 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 said Magistrate, on further condition that:

[a] if the petitioners fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial



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Form No.46 annexed to 'The Criminal Rules of Practice, 2019'].
The learned Magistrate shall obtain a copy of any one of
identify proofs to ensure their identity;

[c] the petitioners shall report before the respondent
Police daily at 10.30 a.m for a period of 30 days;

[d] the petitioners shall not directly or indirectly cause
any threat to the defacto complainant and witnesses and shall
not tamper with evidence or witness either during investigation
or trial;

[e] the petitioners shall make themselves available for
interrogation by a Police office as and when required;

[f] the petitioners to give an undertaking that if required
for being identified by witnesses during investigation or for
Police custody beyond the first fifteen days, he shall comply to
the directions as may be given by the Court in this regard;

[g] the petitioners shall not abscond either during
investigation or trial;

[h] 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



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conditions have been imposed and the petitioners released on anticipatory 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];

[i] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

16.05.2025

ssi/at

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 official website of this Court will be watermarked and will also have a QR code.

To

- 1.The Judicial Magistrate -1,
Mannargudi.
- 2.The Inspector of Police,
Mannargudi Taluk Police Station,
Tiruvarur District - 612803,



3. The Public Prosecutor,
High Court, Madras.

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M. NIRMAL KUMAR, J.

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