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Crl.OP.No.15811 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.05.2025

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THE HONOURABLE MR.JUSTICE N.SENTHILKUMAR

Crl.OP.No.15811 of 2025

A.Munusamy ... Petitioner(s) /Accused

Vs.

State represented by the Inspector of Police,
Ammamet Main Road, Ammapet Police Station,
Salem District – 636 003. ... Respondent(s)/ Complainant
Crime No. Not Known of 2025

Prayer: Criminal Original Petition filed under Section 482 of BNSS 2023, to enlarge the petitioner on bail in the event of arrest in connection with Crime No. Not Known of 2025 on the file of the respondent police.

For petitioner(s) : Mr.S.Kumar

For Respondent(s) : Mr.A.Gopinath
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 351(2) of BNS, Crime No. Not Known of 2025 seeks anticipatory bail.



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3. The learned counsel appearing for the petitioner submitted that the allegations are false and that in any case, custodial interrogation of the petitioner is not required for the purpose of investigation and sought for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of anticipatory bail to the petitioner, reiterated the prosecution case and, on instructions, submitted that the injured has been discharged from the hospital.

5. Heard learned counsel on either side and perused the materials available on record.



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6. Considering the nature of allegations, the fact that the injured has been discharged from the hospital, and since custodial interrogation of the petitioner 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 Magistrate-V, Salem**, on condition that the petitioner 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 and on further condition that:

[a] 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**



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everyday for a period of one week at 10:30 a.m., and thereafter as and when required for interrogation until further orders;

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence or witness 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 B.N.S.

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Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No



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Internet: Yes/No

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To

1. Judicial Magistrate-V, Salem
2. The Public Prosecutor,
Madras High Court,
Chennai.
3. Inspector of Police,
Ammamet Main Road, Ammapet Police Station,
Salem District – 636 003.



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N.SENTHILKUMAR, J.
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