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Crl.O.P.No.15866 of 202



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.05.2025

CORAM

THE HON'BLE MR. JUSTICE N.SENTHILKUMAR

Crl.O.P.No.15866 of 2025

K.Sriram

... Petitioner/Accused 1

Vs.

State rep by
The Inspector of Police,
V-5, Thirumangalam Police Station,
Chennai District.

(Crime No.246 of 2025)

... Respondent

PRAYER: This criminal original petition has been filed under Section 482 of BNSS to enlarge the petitioner on anticipatory bail in Crime No.246 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.S.Senthamizhan

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

ORDER

This Criminal Original Petition has been filed by the petitioner, who apprehends arrest at the hands of the respondent, seeking anticipatory



bail in Crime No.246 of 2025 registered for the offence under Sections 296(b), 115(2), 118(1), 351(3) of BNS, 2023.

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2.It is the case of the prosecution that the accused and the defacto complainant are family members; that due to previous enmity, the petitioner along with the other accused abused the defacto complainant in filthy language, threatened him of dire consequences, assaulted him with hands and wooden logs and caused injuries to him. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the injured was discharged from the hospital. He would further submit that the petitioner also lodged a counter complaint against the petitioner. He would further submit that the petitioner is ready to abide by any condition that may be imposed by this Court and sought for anticipatory bail.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and confirmed that the injured has been discharged from the hospital.



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

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6.Considering the facts and circumstances, the nature of allegations and the fact that the injured has been discharged from the hospital and there is a case and case in counter, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of copy of this order, before the **XIII Metropolitan Magistrate, Egmore, Chennai**, on condition that the petitioner shall execute a bond for 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 conditions 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;



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[b] the petitioner shall report before the respondent police everyday at 10.30 a.m., for a period of three weeks and thereafter, as and when required for interrogation;

[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*** reported in [(2005)AIR SCW 5560];

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

22.05.2025

ata/ep



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.

Copy to:

- 1.The XIII Metropolitan Magistrate, Egmore, Chennai.
- 2.The Inspector of Police,
V-5, Thirumangalam Police Station,
Chennai District.
- 3.The Public Prosecutor,
High Court of Madras.



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N.SENTHILKUMAR, J.

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