



WEB COPY

CRL OP No. 16505 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-06-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 16505 of 2025

P. Sanjay

Petitioner(s)

Vs

The State rep by
the Inspector of Police
T-22, Pallikaranai Police Station
Chennai - 600129

Respondent(s)

PRAYER

This Criminal Original Petition is filed under Section 482 of BNSS Act to enlarge the petitioner on bail in the event of arrest in Crime No. 314/2025 pending investigation on the file of the respondent police.

For Petitioner(s): Mr.S. Udhayasankar

For Respondent(s): Mr.R.Vinothraja GA (Crl. Side)



ORDER

WEB COPY

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 191(2), 191(3), 296(b), 115(2), 118(1) and 351(3) of BNS in Crime No.314 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 25.05.2025, the petitioner along with other accused picked up a quarrel with the defacto complainant, abused him in filthy language and assaulted him with hands and the second accused hit him with a bear bottle, due to which, he sustained injuries and was treated as out patient in a hospital. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and has been falsely implicated in this case. Petitioner is ready to abide any conditions that may be imposed by this Court and the co-accused in this case were arrested and released on bail. Hence, the learned counsel prays for grant of anticipatory bail to the petitioner.



WEB COPY

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and on instructions submitted that the injured has been treated as out patient and confirmed that the co-accused were already released on bail. However, opposed for grant of anticipatory bail to the petitioner.

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

6. Considering the submissions made by the learned counsel appearing on either sides, the co-accused were released on bail and since, custodial interrogation of the petitioner is not required, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

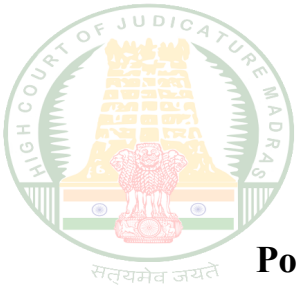


WEB COPY

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-II, Alandhur** 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, and on proof of payment of deposits, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] if the petitioner 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 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;



WEB COPY

**[c] the petitioner shall report before the respondent
Police everyday at 10.30 a.m., for a period of two weeks;**

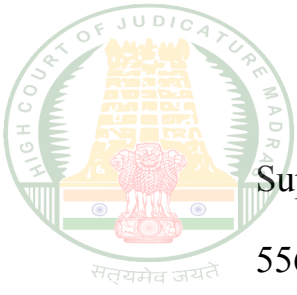
[d] the petitioner shall not directly or indirectly cause any threat to the defacto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;

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

[f] the petitioner 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 petitioner 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 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];

WEB COPY

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

12-06-2025

Jai

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No



CRL OP No. 16505 of 2025



To
WEB COPY

1. The Inspector of Police
T-22, Pallikaranai Police Station
Chennai – 600129.

2. The Judicial Magistrate-II,
Alandhur.
3. The Public Prosecutor,
High Court of Madras.



WEB COPY

CRL OP No. 16505 of 2025



M.NIRMAL KUMAR J.
jai

**CRL OP No. 16505 of
2025**

12-06-2025