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CRL OP No. 16452 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-06-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 16452 of 2025

GOVINDARAJ

Petitioner

Vs

The State Rep by, Inspector of Police,
Alangayam Police Station, Tirupathur
District. (Crime.No.63/2025)

Respondent

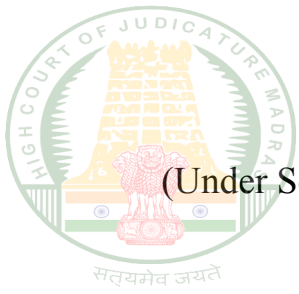
PRAYER Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleaded to enlarge the petitioner on bail in the event of his arrest in Crime.No.63/2025 pending investigation on the file of the respondent.

For Petitioner: Mr.E Kannadasan

For Respondent: Mr.R.Vinotharaj Govt Advocate
(crl Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 309(4) of BNS Act 2023



(Under Section 392 of IPC), in Crime No.63 of 2025, seeks anticipatory bail.

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2.The case of the prosecution is that on 20.05.2025, the defacto complainant and the petitioner (A2) went to a teak grove, where the petitioner along with A1, A3 and A4 allegedly threatened the defacto complainant, snatched his cell phone, and stole Rs.6,500/- in cash. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent and no way connected with this crime and he has been falsely implicated in this case. Hence, he prays for anticipatory bail to the petitioner.

4. The learned Government Adovacate (Crl. Side) appearing for the respondent police submitted that the petitioner (A2) along with A1, A3 and A4 allegedly threatened the defacto complainant, snatched his cell phone, and stole Rs.6,500/- in cash and the same has been recovered from the accused persons. He would further submit that there is no previous case pending against the petitioner. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.



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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, nature of the allegations and since, custodial interrogation of the petitioner is not required, 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 No.III, Tirupathur** 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:

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[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;

[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];

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

gbi

10-06-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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To
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1. The State Rep by, Inspector of Police,
Alangayam Police Station, Tirupathur
District.
2. The Judicial Magistrate No.III,
Tirupathur.
3. The Public Prosecutor,
High Court of Madras,
Madras.



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M.NIRMAL KUMAR J.

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