



WEB COPY



Crl.O.P.No.17462 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.06.2025

CORAM

THE HONOURABLE MR JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.17462 of 2025

Parath @ Kutty Bharath

... Petitioners/A6

Vs

State of Tamil Nadu
Rep by the Inspector of Police,
E-3, Minjur Police Station,
Tiruvallur District.
(Crime No.295 of 2024)

... Respondent

Prayer: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on
anticipatory bail in the event of his arrest in Crime No.295 of 2024 on the file
of the respondent police.

For petitioner : Mr.Dinesh Babu

For Respondent : Mr.R.Vinothraja

Government Advocate (Criminal Side)



CrI.O.P.No.17462 of 2025

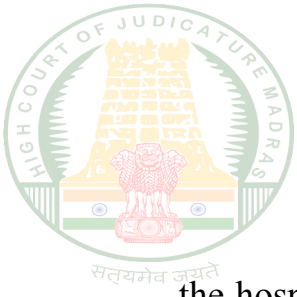
WEB COPY

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 324, 506(ii) of I.P.C., 1860 in Crime No.295 of 2024, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner along with other accused came to the de-facto complainant's house and enquired about the whereabouts of one Lokesh and assaulted the de-facto complainant's son with filthy language and attacked him with deadly weapon, thereby he sustained injury and admitted in the hospital. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further submitted that the co-accused/A1 to A5 were arrested and released on bail and the injured has been discharged from



CrI.O.P.No.17462 of 2025

WEB COPY

the hospital. He further submitted that the petitioner is ready to abide by any stringent condition that may be imposed by this Court. Hence, prayed for anticipatory bail to the petitioner.

4.The learned Government Advocate (Criminal Side) appearing for the respondent police while opposing for grant of anticipatory bail to the petitioner, reiterated the prosecution case and submitted that in this case totally there are 8 accused, the petitioner is ranked as A6. He further submitted that co-accused/A1 to A5 were arrested and released on bail and the injured has been discharged from the hospital.

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.



CrI.O.P.No.17462 of 2025

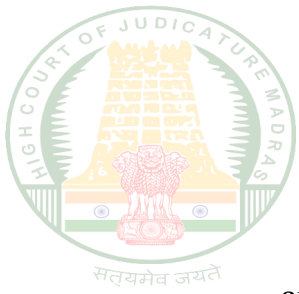
WEB COPY

6. Considering the submissions made on either side and the fact that

co-accused has been released on bail and the injured has been discharged from the hospital, 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.II, Ponneri** 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, 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



CrI.O.P.No.17462 of 2025

WEB COPY

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 three weeks and thereafter as and when required for further interrogation;

[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 the respondent 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



Crl.O.P.No.17462 of 2025

WEB COPY

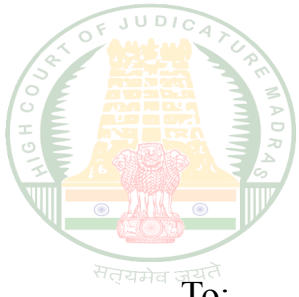
investigation or trial;

[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.

27.06.2025

rsi



CrI.O.P.No.17462 of 2025

To:
WEB COPY

- 1.The Inspector of Police,
E-3, Minjur Police Station,
Tiruvallur District.
- 2.The Judicial Magistrate No.II,
Ponneri.
- 3.The Public Prosecutor,
High Court Madras.



WEB COPY



Crl.O.P.No.17462 of 2025

M.NIRMAL KUMAR, J.

rsi

Crl.O.P.No.17462 of 2025

27.06.2025