



WEB COPY

CRL.O.P.No.17631 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.07.2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL.O.P.No.17631 of 2025

1. Senthilkumar
2. Siva @ Palanisamy
3. Ravikumar

Petitioners

Vs

State rep. by
The Inspector of Police,
ELACHIPALAYAM Police Station,
Namakkal District.
(Crime No.97 of 2025)

Respondent

For Petitioners : Mr.W.Camyles Gandhi

For Respondent : Mr.Leonard Arul Joseph Selvam,
Government Advocate (Crl.side)

ORDER

The petitioner, who apprehend arrest at the hands of the respondent police
for the offences punishable under Sections 296(b), 316(5), 318(4) & 351(3) of



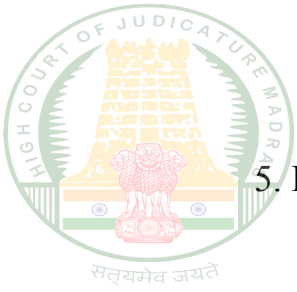
BNS, in Crime No.97 of 2025, on the file of the respondent Police, seek anticipatory bail.

WEB COPY

2. The case of the prosecution is that during a business transaction, the petitioners cheated the defacto complainant to the tune of Rs.11,75,046/- and thereafter, the petitioners abused the defacto complainant in filthy language and also threatened with the dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case. He further submitted that the petitioners are ready to abide by any stringent condition that may be imposed by this Court. Hence, he prayed for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent, while opposing the grant of bail to the petitioners, reiterated the prosecution case.



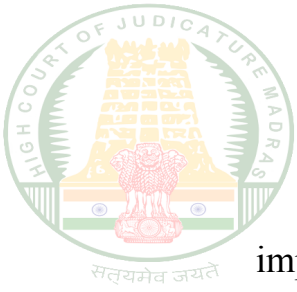
5. Heard both sides and perused the materials available on record.

WEB COPY

6. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before **the learned Judicial Magistrate, Tiruchengode**, on condition that the petitioners 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 petitioners fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;



WEB COPY

[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;

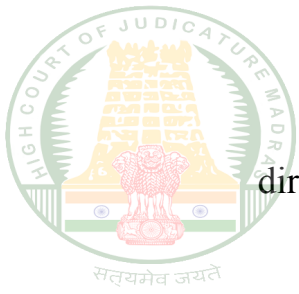
[c] The petitioners are directed to deposit a sum of Rs.2,00,000/- (Rupees Two Lakhs only) each to the credit of Crime No.97 of 2025 and shall produce the proof of payment before the learned Magistrate concerned at the time of executing the sureties. The learned concerned magistrate shall deposit the same in the interest bearing fixed deposit scheme in any one of the nationalised banks.

[d] the petitioners shall report before the respondent Police everyday at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation;

[e] the petitioners 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;

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

[g] the petitioners 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;

[h] the petitioners shall not abscond either during investigation or trial;

[i] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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];

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

17.07.2025

kmm/nr

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

The Inspector of Police,
ELACHIPALAYAM Police Station,
Namakkal District.



WEB COPY

CRL.O.P.No.17631 of 2



M.NIRMAL KUMAR J.

kmm/nr

CRL.O.P.No.17631 of 2025

17.07.2025