



WEB COPY



CrI.O.P.No.17931 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **30.06.2025**

CORAM

THE HONOURABLE MR JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.17931 of 2025

1.Manikandan
2.Priyadharsini

... Petitioners/A1 & A2

Vs

State Represented by
The Inspector of Police,
Negamam Police Station,
Coimbatore District.
(Crime No.162 of 2025)

... Respondent

Prayer: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioners on bail in
the event of their arrest in Crime No.162 of 2025 pending on the file of the
respondent police.

For petitioners : Mr.S.Arul Selvan

For Respondent : Mr.V.Meganathan
Government Advocate (Criminal Side)



Crl.O.P.No.17931 of 2025

WEB COPY

ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 118(1) and 351(3) of BNS, 2023 equal to 294(b), 324, 506 of IPC in Crime No.162 of 2025, on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that the de-facto complainant's wife Radha had a minor wordy quarrel with one Vijayalakshmi over her workplace issues. Hence, the petitioners assaulted the de-facto complainant using filthy language and attacked him. Hence, the case.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. He further submitted that a counter complaint has been registered in Crime No.161 of 2025. He further submitted that the petitioners are ready to abide by any stringent condition that may be imposed by this Court. Hence, prayed for anticipatory bail to the petitioners.



CrI.O.P.No.17931 of 2025

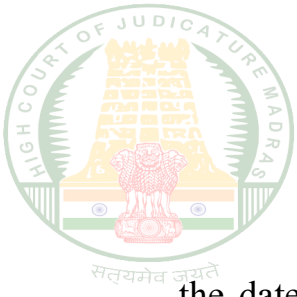
WEB COPY

4.The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that the petitioners and de-facto complainant are relatives. There was a previous dispute between the family members. He further submitted that a counter complaint has been registered in Crime No.161 of 2025. Now injured has been discharged from the hospital.

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

6. Considering the submissions made on either side and it is a case in counter and the fact that injured has been discharged from the hospital, 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



CrI.O.P.No.17931 of 2025

WEB COPY

the date on which the order copy made ready, before the **learned Judicial Magistrate No.II, Pollachi**, on condition that the petitioners shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only) each, 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 petitioners fail 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 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;

[d] the petitioners shall make themselves available for



CrI.O.P.No.17931 of 2025

WEB COPY

interrogation by the respondent as and when required;

[e] 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, they shall comply to the directions as may be given by the Court in this regard;

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

[g] 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];

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

30.06.2025

rsi



WEB COPY



Crl.O.P.No.17931 of 2025

M.NIRMAL KUMAR, J.

rsi

To:

1. The Inspector of Police,
Negamam Police Station,
Coimbatore District.
- 2.The Judicial Magistrate No.II,
Pollachi.
- 3.The Public Prosecutor,
High Court Madras.

Crl.O.P.No.17931 of 2025

30.06.2025