



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.07.2025

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THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.18505 of 2025

1.Vishnukumar
2.Jaisankar
3.Vetrivel Murugan
4.Shamkumar

.. Petitioners/A1 to A4

Vs.

State by :
Inspector of Police,
Pallikonda Police Station,
Vellore District.
(Crime No.112 of 2025)

.. Respondent

PRAYER: Criminal Original Petition filed under Section 484 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail in the event of their arrest by the respondent police in Crime No.112 of 2025 pending on the file of the Inspector of Police, Pallikonda Police Station, Vellore District.

For Petitioners : Mr.N.Sudharsan

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



ORDER

The petitioners were apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 329(4), 296(B), 115(2), 351(2), 137(2) of BNS and Section 4 of TNPHW Act, in Crime No.112 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that due to previous enmity, A1 given Rs.50,000/- to A2, to kidnap the defacto complainant's wife and on the date of occurrence, when the defacto complainant's wife and daughter were in the house, at that time, petitioners trespassed into the defacto complainant's house and pulled the defacto complainant's wife and also abducted her. Hence, the case.

3. Learned counsel appearing for the petitioners submits that the petitioners are innocent and they have been falsely implicated in this case. He further submitted that the petitioners are ready and willing to abide by any conditions that may be imposed by this Court and hence, he prays to grant anticipatory bail to the petitioners.



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4. Learned Government Advocate (Crl.Side) appearing for the respondent Police while opposing the grant of anticipatory bail to the petitioners reiterated the prosecution case.

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 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 No.I, Vellore**, 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;

[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 report before the respondent Police for a period of two weeks and thereafter as and when required for interrogation;

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

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

[f] the petitioners to give an undertaking that if required



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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 petitioners 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 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];

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

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M.NIRMAL KUMAR, J.

cda/sma

To

- 1.The Judicial Magistrate No.I,
Vellore.
- 2.The Inspector of Police,
Pallikonda Police Station,
Vellore District.
- 3.The Public Prosecutor,
Madras High Court, Chennai.

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