



Crl.O.P.No.19471 of 2025

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M.NIRMAL KUMAR, J.

This matter came up for hearing today under the caption 'For Being Mentioned' at the instance of the learned counsel for the petitioner.

2.It is submitted that in the order, dated 08.08.2025 the satisfaction Court has been wrongly mentioned as “Judicial Magistrate, Vandavasi, Cuddalore” instead of “Judicial Magistrate, Vandavasi, Thiruvannamalai” and the copy was also wrongly marked to the Judicial Magistrate, Vandavasi, Cuddalore.

3.Registry is directed to issue the fresh order copy after incorporating the necessary corrections. The petitioner to comply with the order within fifteen days from the date of issuance of the above corrected order.

18.08.2025

rsi



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 08.08.2025

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THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.19471 of 2025

Ramalingam

.. Petitioner/Accused

Vs.

The State Rep by,
The Sub-Inspector of Police,
Desur Police Station,
Thiruvananthai – 604 501.
(Crime No.67 of 2025)

.. Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to grant anticipatory bail to the petitioner in the event of arrest in Crime No.67 of 2025 on the file of the respondent police.

For Petitioner : M/s.S.Deepika

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



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ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 118(1), 289 of BNS and Section 135(1)(e) of Electricity Act in Crime No.67 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner, without obtaining proper permission from the Electricity Department, fenced the agricultural land with electric wire to prevent from wild animals from causing damage to the land. The son of the de facto complainant's brother accidentally entered into the land, sustained an electric shock, and suffered injuries. He was admitted to the hospital and later discharged.

3. Learned counsel appearing for the petitioner submits that the electric power used for fencing was within permissible limits. The petitioner had incurred expenditure for the injuries sustained by the victim and paid the same to the de facto complainant. The petitioner is innocent, has not



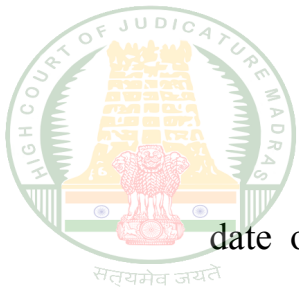
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committed any offence, as alleged by the prosecution and has been falsely implicated in this case. He further submits that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court. Hence, he prays to grant anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent Police while opposing the grant of anticipatory bail to the petitioner reiterated the prosecution case and submitted that the petitioner had paid a sum of Rs.4 lakhs to both the victim and the de facto complainant.

5. Having 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, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. 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



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date on which the order copy made ready, before **the learned Judicial Magistrate, Vandavasi, Cuddalore**, 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:

[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 for a period of two weeks and thereafter, as and when required for interrogation;

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses and shall



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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;

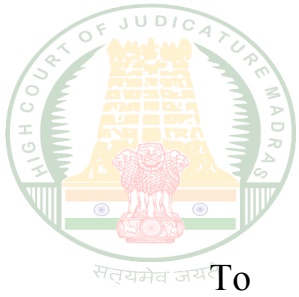
[g] the petitioner shall not abscond either during investigation or trial;

[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.

08.08.2025

cda



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To
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- 1.The Judicial Magistrate, Vandavasi, Cuddalore.
- 2.The Sub-Inspector of Police,
Desur Police Station,
Thiruvanamalai – 604 501.
- 3.The Public Prosecutor,
Madras High Court, Chennai.



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