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Crl.O.P.No.20351 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :08.09.2025

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THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.20351 of 2025

Anand

... Petitioner

Vs.

The State by:
The Sub-Inspector of Police,
Virunchipuram Police Station,
Vellore District.
(Crime No.149 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 438 of Criminal Procedure Code, to enlarge the petitioner on anticipatory bail in the event of arrest by the respondent police in Crime No.149 of 2025 on the file of respondent police.

For Petitioner : Mr.Thangavel.M.R

For Respondent : Mr.Udayakumar
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest for the alleged offences under Sections 296(b), 118(1), 351(3) of BNS Act (Corresponding section 294(b), 324, 506 of the Indian Penal Code, 1860), in Crime No.149 of 2025, on the file of the respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the petitioner, in a drunken state, abused the de-facto complainant and attacked him with a pen knife, leading to his hospitalization. Hence, the case.

3.The learned counsel appearing for the petitioner submits that he has no way connected with the alleged occurrence and he has been falsely implicated in this case. However, the learned counsel, on instructions, further submits that the petitioner, without prejudice to his rights, is ready to deposit some amount to the credit of the crime number as imposed by this Court. Hence, the learned counsel prays to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.Side) submits that the petitioner, in a drunken state, abused the de-facto complainant and attacked him with a pen knife, causing injuries for which he was hospitalized and later discharged. He further submits that two previous cases are pending against the petitioner and, therefore, opposed the grant of anticipatory bail.

5. Considering the facts and circumstances of the case and that the petitioner on his own volition, is ready to deposit some amount to the credit of the crime number, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



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6. Accordingly, the petitioner is directed to deposit a sum of **Rs.10,000/- (Rupees Ten Thousand only)** to the credit of Crime No.149 of 2025, within a period of fifteen (15) days and on such deposit, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, before the **learned Judicial Magistrate-IV, Vellore** 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 further condition that:

(a)the petitioner is directed to deposit a sum of **Rs.10,000/- (Rupees Ten Thousand only) to the credit of Crime No.149 of 2025** before the concerned Magistrate within a period of fifteen (15) days and the de-facto complainant is permitted to withdraw the said deposited amount on proper identification and acknowledgment.

(b)the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;



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(c)the petitioner is directed to appear before the respondent police every Tuesday at 10.30 a.m for a period of three months and thereafter as and when required for interrogation;

(d)the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e)the petitioner shall not abscond either during investigation or trial;

(f)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 anticipatory 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]*; and;

(g)If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The Sub-Inspector of Police,
Virunchipuram Police Station,
Vellore District.
2. The Judicial Magistrate-IV, Vellore.
3. The Public Prosecutor,
High Court of Madras.



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T.V.THAMILSELVI,J.

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