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CRL OP No. 21144 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-09-2025

CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRL OP No. 21144 of 2025

Mathappan

Petitioner(s)

Vs

The State rep by
The Inspector of Police, Kolathur
Police Station, Salem District. Crime
No.277 of 2025

Respondent(s)

PRAYER Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on Anticipatory bail in the event of his arrest in Crime No.277 of 2025 pending investigation on the file of respondent police.

For Petitioner(s): Mr.R.Thirumoorthy

For Respondent(s): Mr.S.Udhayakumar
Government Advocate (Crl. Side)



ORDER

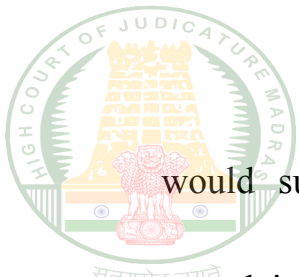
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The petitioner who apprehends arrest at the hands of the respondent police for the offence punishable under Sections 296(b), 115(2), 118(1) of BNS 2023, in Crime No.277 of 2025, seeks anticipatory bail.

2.The prosecution's case is that the defacto complainant and Annamalai (since deceased) visited an elderly woman's house near Palamalai, claiming to sell knee pain oil and offer astrological services. They convinced her to remove her jewellery for a ritual to remove dosh and then stole the jewels. When villagers chased them, they fell off their two-wheeler and were assaulted, resulting in injuries. Annamalai later succumbed to his injuries. The investigation allegedly implicated the petitioners in the offence.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and a false complaint has been given against him. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate appearing for the respondent



would submit that the petitioner has stolen the jewels from the defacto complainant. Hence, he opposed for grant of anticipatory bail to the petitioner.

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5. Taking note of the facts and circumstances and also of the submissions made by the learned counsel, 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 her appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned Judicial Magistrate Court, Mettur** 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, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a]the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety



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bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent Police Station as and when required for interrogation.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;

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

[e] 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]**;

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

gbi

10-09-2025



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
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1. The State rep by
The Inspector of Police, Kolathur
Police Station, Salem District. Crime
No.277 of 2025
2. The **learned Judicial Magistrate
Court, Mettur**
3. The Public Prosecutor,
High Court of Madras.



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T.V.THAMILSELVI J.

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