

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **11.09.2025**

CORAM

THE HONOURABLE **MRS. JUSTICE T.V.THAMILSELVI**

CRL.O.P.No.24805 of 2025

Pavunusamy

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Kallakurichi Police Station,
Kallakurichi District.
(Crime No.276 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 482 of BNSS Act, 2023, to enlarge the petitioner on bail in the event of his arrest by the respondent in Crime No.276 of 2025 pending on the file of the respondent.

For Petitioner : Mr.W.Camyles Gandhi

For Respondent : Mr.S.Udayakumar,
Government Advocate (CrI. Side)

ORDER

The petitioner, who apprehends arrest for the alleged offence punishable under Sections 379 & 452 of IPC in Crime No.276 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of prosecution is that the defacto complainant who is the Joint Sub Registrar of Kallakurichi. On his complaint, in their office thumb impression register maintained at the Joint Sub Registrar Office No.I, Kallakurichi, was unauthorisedly removed from the office on 03.07.2019 and brought back the next day. Meanwhile the thumb impression were allegedly photographed by the accused persons with the intention of committing a graver offence. Hence this case.

3. The learned counsel appearing for petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that the thumb impression were allegedly photographed by the accused persons with the intention of committing a

graver offence and the co-accused already released on bail. However, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances, and the investigation is almost completed, 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 (15) days from the date of receipt of a copy of this order before the *learned Judicial Magistrate-I, Kallakurichi*, 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 sureties shall affix their photographs and left thumb impression in the surety 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 on every Tuesday and Friday at 10.30 a.m., for a

period of eight weeks and the petitioner is directed to co-operate the investigation;

(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]*; and;

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

11.09.2025

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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 learned Judicial Magistrate-I, Kallakurichi.
- 2.The Inspector of Police,
Kallakurichi Police Station,
Kallakurichi District.
- 3.The Public Prosecutor,
High Court, Madras.

T.V.THAMILSELVI, J.

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