



CRL OP NO. 25438 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-09-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP NO. 25438 of 2025

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G.Mahendra Babu

S/o. Gurusamy, No. 3, 4th Street, Baja Nagar,
Avadi, Tiruvallur, Tamil Nadu- 600054. and 2
Others

Petitioner(s)

Vs

The State Rep by, The Inspector of Police,
T-6 Avadi Police Station, Chennai. (Crime No.
595/2025)

Respondent(s)

Criminal Original Petition filed under Section 482 of BNSS, Act, 2023
praying to enlarge the petitioners in the event of their arrest by the
respondent police in pursuant to the FIR in Crime No.595 of 2025 on the
file of the respondent police.

For Petitioner(s): Mr.D Thirugnanam

For Respondent(s): Mr.S.Udayakumar
Government Advocate [Criminal Side]

ORDER

The petitioner, who apprehends arrest at the hands of the respondent
police for the offences punishable under Sections 296(b), 118(1), 351(3) of
BNS Act, in Crime No. 595 of 2025, on the file of the respondent Police,
seek anticipatory bail.



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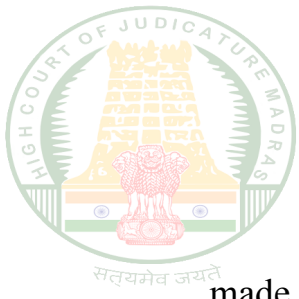


2. The allegation against the petitioner is that the petitioner along with other accused damaged the drainage pipeline belongs to the de-facto complainant. When the same was questioned by the de-facto complainant, the petitioner and other accused had abused filthy language and assaulted the de-facto complainant. In the impact, the de-facto complainant sustained injuries. Hence, the complaint.

3. The learned counsel for the petitioner submits that the petitioner is an innocent person and she has been falsely implicated in this case. He further submits that she has not committed any offence as alleged by the prosecution. He also submits that the petitioner is ready to abide by any conditions that may be imposed by this Court and ready to furnish sufficient solvent sureties for her release. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal side) for the respondent police, reiterated the prosecution case and submits that the injured has been discharged from the hospital. However, he opposed for grant of anticipatory bail to the petitioner.

5. Heard the learned counsels on either side and perused the materials available on record.



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6. Considering the facts and circumstances of the case, submissions made by learned counsels on either side, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions. 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 date on which the order copy made ready, before the learned **Judicial Magistrate No.II, Poonamallee**, on condition that the petitioner shall execute a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand Only)** with **two sureties** each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) If the petitioner fails to surrender before the concerned Magistrate, within a period of fifteen days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

[b] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;



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[c] the petitioner shall report before the respondent Police daily at 10.30 a.m for a period of one week and thereafter, as and when required for interrogation;

[d] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned 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)13 SCC 283]**;

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

17.09.2025

MSM
To

- 1.The Judicial Magistrate No.II, Poonamallee.
- 2.The State Rep by, The Inspector of Police,
T-6 Avadi Police Station,
Chennai. (Crime No. 595/2025)
3. The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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