



WEB COPY



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **12.09.2025**

CORAM

THE HONOURABLE MRS T.V.THAMILSELVI

CRL.O.P.No.24957 of 2025

1. Sivalingam
2. Muniyadurai
3. Mahalakshmi
4. Muthammal
5. Seeralan
6. Sureshkumar

petitioner

Vs

State rep. by
The Inspector of Police,
Thalaivasal Police Station,
Salem District.
Crime No.332 of 2025.

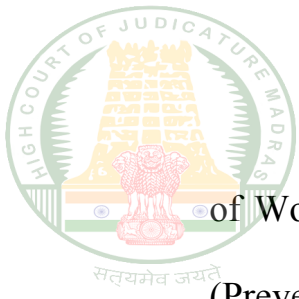
Respondent

For Petitioner : Mr.Vijayaragavan Marimuthu

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

ORDER

The Petitioner, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 115(2), 351(3) of BNS r/w Section 4 of Tamilnadu Prohibition of Harassment



WEB COPY

of Women Act, 1998 and under Section 3(1) of Tamil Nadu Public Property (Prevention of Damage and Loss) Act, 1992, in Crime No.332 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of prosecution is that the petitioner and defacto complainant both the wordy quarreled, and petitioner attacked the defacto complainant. Hence this case.

3. The learned counsel for the petitioner submits that the petitioner is an innocent person and he has been falsely implicated in this case. He further submits that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that there was some wordy quarrel between the petitioner and the defacto complainant. However, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) for the respondent and perused the materials available on record.

6. Considering the nature of the complaint and custodial interrogation of the petitioner is not required for the investigation, this Court is inclined to grant anticipatory bail to the petitioner. Accordingly, the petitioner is ordered



WEB COPY

to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate No.II, Attur, Salem District**, on condition that each of 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 said Magistrate, on further condition that:

[a] if the petitioner fail to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] **the petitioner shall report before the respondent Police 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]**;



T.V.THAMILSELVI, J.

kmm

WEB COPY

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

12.09.2025

Index : Yes / No

Internet : Yes / No

kmm

To

1. The Judicial Magistrate No.II, Attur, Salem District.
2. The Inspector of Police,
Thalaivasal Police Station, Salem District.
3. The Public Prosecutor,
Madras High Court, Chennai.

CRL.O.P.No.24957 of 2025