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Crl.OP.No.25375 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.09.2025

CORAM

THE HONOURABLE MR.JUSTICE **K.RAJASEKAR**

Crl.O.P.No.25375 of 2025

Thalapathy @ Selvam

... Petitioner

Vs.

State Rep by
The Inspector of Police,
Kedar Station
Villupuram District
(Cr.No.135 of 2025)

... Respondent

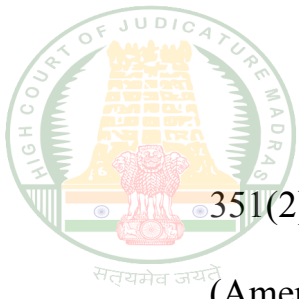
PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the
event of his arrest in Cr.No.135 of 2025 on the file of the respondent police.

For Petitioners : Mr.G.Saravanabhavan

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

ORDER

The petitioner, who apprehends arrest at the hands of the respondent
police for the offences punishable under Sections 296(b), 132, 112(2),



351(2) of BNS r/w 12 of Tamil Nadu Gaming and Police Laws Act, 1930

(Amendment 2021) in Crime No. 135 of 2025, on the file of the respondent

Police, seeks anticipatory bail.

2. The case of the prosecution is that on 06.09.2025, based on the secret information, the respondent police came to know that the petitioner along with other accused were playing banned gaming at Philoming Doss land subsequently, the respondent police reached the spot and seized a cash of Rs.30,700/- and the papers used for gaming and arrested 6 accused persons and 4 accused persons were escaped from the scene of occurrence. Hence, the 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 submits that he 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 his release. Hence, he prays for grant of anticipatory bail to the petitioner.



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4. The learned Government Advocate (Criminal side) for the respondent police, reiterated the prosecution case and submits that there are 6 previous cases pending against this petitioner out of which 5 cases are similar in nature. He also submits that co-accused/A6 in this case was arrested and subsequently, he was enlarged on bail. Hence, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, submissions made by learned counsels on either side, also considering the fact that co-accused in this case was enlarged on bail, 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 days from the date on which the order copy made ready, before the learned **Judicial Magistrate-II, Villupuram** on condition that the petitioner shall execute a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand Only)** with two



sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that:

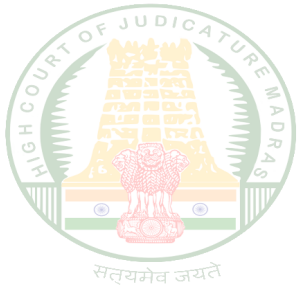
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(a) If the petitioner fails to surrender before the concerned Magistrate, within a period of fifteen days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

[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;

[c] the petitioner shall report before the respondent Police daily at 10.30am for a period of two weeks 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 petitioner in accordance with law as if the aforementioned 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)13 SCC 283]**;



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

16.09.2025

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To

- 1.The Judicial Magistrate-II, Villupuram.
2. The Inspector of Police,
Kedar Station
Villupuram District
3. The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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