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Crl.O.P.No.27847 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.10.2025

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THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.27847 of 2025

K.Shankar @ Shankari

... Petitioner

Vs.

State Rep. by,
Inspector of Police,
M-4 Red Hills Police Station,
Chennai 600 052.
Crime No.611 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No.611 of 2025 on the file of the respondent police.

For Petitioner : Mr.C.Deepak Kumar
For Respondent : Mr.S.Udayakumar
Government Advocate (Criminal Side)



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ORDER

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The petitioner herein apprehends arrest at the hands of the respondent police for the offences punishable under Section 326(f) of the BNS Act and Sections 3 and 4 of the T.N.P.P.D.L. Act in Crime No.611 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2. The allegation against the petitioner is that, due to previous enmtiy, petitioner along with other accused set fire to the two defacto complainant's two wheeler causing damage to the value of Rs.80,000/-. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that co-accused had been granted anticipatory bail by this Court in Crl.O.P.No.27751 of 2025. Hence, he prayed for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and opposed for grant of



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anticipatory bail to the petitioner.

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

6. Considering the submissions made by the learned counsels on either side and the fact that the co-accused were granted anticipatory bail, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions:

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of ten days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate, No.2, Pooneri**, on condition that the petitioner shall execute a bond for a sum of **Rs.25,000/- (Rupees Twenty Five 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 ten days from the date of receipt of a copy of this order, this order shall



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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 10.30.a.m., for a period of three 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]**;

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

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To

- 1.The Judicial Magistrate No.2,
Pooneri.
- 2.The Inspector of Police,
M-4 Red Hills Police Station,
Chennai 600 052.
- 3.The Public Prosecutor,
High Court of Madras.

K.RAJASEKAR, J.

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