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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.27920 of 2025

1. Manikandan

2. Subash Sankar

3. Ragul

4. Santhosh

... Petitioners

Vs.

State rep. By the Inspector of Police,
Deevattipatty Police Station, Salem District.

Crime No.393 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on anticipatory
bail in the event of his arrest in Crime No.393 of 2025 on the file of the
respondent police.

For Petitioners : Mr.W.Camyles Gandhi

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

ORDER

The petitioners herein apprehend arrest at the hands of the respondent
police for the offences punishable under Sections 132, 189(2), 296(b), 351(2)
of B.N.S and Section 4 of TNPHW Act & Section 3(1) of TNPPDL Act, in
Crime No.393 of 2025, on the file of the respondent Police, seeks



anticipatory bail.

2. The case of the prosecution is that there arose a wordy quarrel between the petitioners and the defacto complainant, in which the petitioners abused her in filthy language. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent persons, and the petitioners have been falsely implicated in this case; and that the custodial interrogation of the petitioners is not necessary in this case and hence, prayed for anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) appearing for the respondent submitted that there is no injury. He further submitted that there is no previous case pending against the petitioners. However, he vehemently opposed to grant anticipatory bail to the petitioners.

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

6. Considering the facts and circumstances of the case and also taking note of the fact that there is no injury caused and there is no previous case pending against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions:



7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of ten days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate, Omalur**, 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 petitioners 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 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 petitioners are directed to deposit a sum of **Rs.2,000/- (Rupees Two Thousand only)** each to the credit of the District Legal Services Authority, Salem District within a period of two weeks from the date of



receipt of a copy of this order.

K.RAJASEKAR, J.

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[d] the petitioners 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;

[e] 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]**;

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

13.10.2025

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To

1. The Judicial Magistrate, Omalur.
2. The Inspector of Police,
Deevattipatty Police Station,
Salem District.



3. The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.27920 of 2025