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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.10.2025

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THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.27940 of 2025

Susindar

... Petitioner

Vs.

State Rep by
The Sub-Inspector of Police
P-5, MKB Nagar Police Station,
Chennai.

Crime No.459 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.459 of 2025 on the file of the respondent police.

For Petitioner : Mr.K.Kanndhasan

For Respondent : Mr.A.Gopinath,
Government Advocate (Crl.side)

ORDER

The petitioner herein apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(3), 296(b), 115(2), 109 of BNS Act, 2023 in Crime No.459 of 2025, on the file of the respondent Police, seeks anticipatory bail.



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2. The case of the prosecution is that due to previous enmity, petitioner along with other accused attacked the defacto complainant with wooden log and knife due to which the defacto complainant sustained injury. Hence the case.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person, and the petitioner has been falsely implicated in this case; and that the custodial interrogation of the petitioner is not necessary in this case and hence, prayed for anticipatory bail to the petitioner.

4. The case of the prosecution as putforth by the learned Government Advocate (Crl.Side) appearing for the respondent police, opposing for grant of bail, is that the petitioner along with other accused attacked the defacto complainant with wooden log and knife due to which the defacto complainant sustained injury. He would further submit that there is no previous case as against the petitioner.

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 previous case pending against the petitioner,



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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 **X Metropolitan Magistrate, Egmore, Chennai**, 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 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;



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[c] the petitioner shall report before the respondent police daily at 10.30 a.m., 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]**;

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

14.10.2025

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To

1. The X Metropolitan Magistrate, Egmore, Chennai.
2. The Sub-Inspector of Police
P-5, MKB Nagar Police Station,
Chennai.
3. The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.27940 of 2025