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Crl.OP.No.28090 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.10.2025

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THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P No.28090 of 2025

Ramalingam

... Petitioner

Vs.

The State Rep by
The Inspector of Police,
Mathikonpalayam Police Station
Dharmapuri
(Cr.No.157 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, to enlarge the petitioner on bail in the event of his arrest concerned in Crime No.157 of 2025 on the file of the respondent police.

For Petitioner : Mr.Thirumalaivasan Pachiyappan

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

ORDER

The petitioner, who apprehends arrest for the alleged offences under Sections 296(b), 115(2), 133, 324(4), 351(3) of BNS Act, in Crime No.157 of 2025, on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is the brother of



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the de-facto complainant and due to land dispute, the petitioner abused the de-facto complainant and his wife with filthy language, and attacked the de-facto complainant with slippers and also threatened him with deadly weapons. Further, it is alleged that the petitioner caused damage to the de-facto complainant's car worth about Rs.30,000/- by using hammer. Hence, the present complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any such offence alleged by the prosecution and he has been falsely implicated in this case. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the prosecution case and reported that there is no previous case pending against the petitioner. However, he opposed to grant anticipatory bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case, and the submissions made by both counsel, and taking note of the fact that the petitioner is not having any previous cases, I am inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is directed to deposit a sum of



Rs.20,000/- [Rupees Twenty Thousand Only] to the credit of Crime

No.157 of 2025 before the trial Court, on such deposit and production of proof, the petitioner is ordered to be released on bail in the event of arrest or on his appearance within a period of fifteen (15) days from the date on which the order copy made, before the learned ***Judicial Magistrate No.I, Dharmapuri*** 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 learned Magistrate concerned, and on further condition that:

(a) If the petitioner fails to surrender before the concerned Magistrate within a period of fifteen (15) 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 identify proofs to ensure their identity;

(c) **The petitioner shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation;**



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(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]*;

(e) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

15.10.2025

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To

1. The Judicial Magistrate No.I
Dharmapuri.
2. The Inspector of Police,
Mathikonpalayam Police Station
Dharmapuri
3. The Public Prosecutor
High Court of Madras,
Chennai 600 104.

K.RAJASEKAR, J.

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