



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-10-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 29187 of 2025

1. Suresh
2. Gokul

Petitioner(s)

Vs

State Rep by
The Inspector of police, Dusi Police Station,
Tiruvannamalai District, (Crime No. 347 of 2025)

Respondent(s)

PRAYER Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail in the event of arrest in the hands of Respondent in Cr.No. 347 of 2025 pending investigation on the file of the Respondent Police.

For Petitioner(s): Mr.A.Saranraj

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



ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 118(2), 351(2) of BNS, 2023 (U/s. 294(b), 324 & 506(ii) of IPC), in Crime No.347 of 2025, on the file of the respondent Police, seek anticipatory bail.

2.The case of the prosecution is that due to the property dispute, petitioners along with other accused attacked the defacto complainant, due to which, defacto complainant sustained injuries. Hence the case.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent person and they have been falsely implicated in this case. He further submitted that the petitioners are ready to abide by any stringent condition that may be imposed by this Court. Hence, he prayed for grant of anticipatory bail to the petitioners.

4. Learned Government Advocate (Criminal Side) appearing for the



respondent police reiterated the prosecution case and opposed for grant of anticipatory bail to the petitioners and submitted that the injured has been discharged from the hospital. He would further submitted that there are no previous cases pending against the petitioners. Hence, he opposed for grant of anticipatory bail to the petitioners.

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

6. Taking into consideration, the facts and circumstances of the case and the submissions made by the learned counsel, that the injured has been discharged from the hospital, and also the fact that there is no previous cases pending against this petitioners, this Court is inclined to grant anticipatory bail to the petitioners, subject to the following 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 fifteen days from the date on which the order copy made ready, before the learned **Judicial**



Magistrate Court, Cheyyar, Tiruvannamalai on condition that the petitioners shall execute a separate bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only) each with two sureties** each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] if the petitioners fails to surrender before the said Magistrate within a period of fifteen days, 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 shall report before the respondent Police everyday at 10.30 a.m., for a period of two weeks and thereafter as and when required;

[d] the petitioners shall not abscond either during investigation or trial and he shall make himself available for interrogation by a Police Officer as and when required;



WEB COPY



[e] the petitioners shall not directly or indirectly cause any threat to the de facto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;;

[f] the petitioners to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[g] 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];

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

28-10-2025

gbi



WEB COPY

CRL OP No. 29187 of 2025





To
WEB COPY

- 1.State Rep by
The Inspector of police, Dusi Police
Station, Tiruvannamalai District,
(Crime No. 347 of 2025)
- 2.The Judicial Magistrate Court,
Cheyyar, Tiruvannamalai.
- 3.The Public Prosecutor,
High Court of Madras.



WEB COPY

CRL OP No. 29187 of 2025



K.RAJASEKAR J.
gbi

**CRL OP No. 29187 of
2025**

28-10-2025