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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.11.2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP NO. 30118 of 2025

G.Ganesan

Petitioner/A1

Versus

The State rep. by
The Inspector of Police
Thuraipakkam Police Station
Chennai District.
Crime No. 447 of 2025.

Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event
of his arrest pending investigation in Cr.No.447 of 2025 on the file of the
respondent police.

For Petitioner : Mr.R.Sivakumar
For Respondent : Mr.S.Udayakumar
Government Advocate (Criminal Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent
police for the offences punishable under Sections 329(4), 296(b), 115(2),



118(1), 351(3) of the BNS, 2023 in Crime No. 447 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2. The allegation against the petitioner is that on 21.10.2025 at around 3.30 p.m., while the daughter of the de-facto complainant was playing in front of petitioner's house, the petitioner scolded her and when the same was questioned by the de-facto complainant, the petitioner along with his sons trespassed into the house of the de-facto complainant verbally abused him using obscene words and assaulted him with a pair of scissors. In the impact, the daughter of the de-facto complainant had sustained injuries, rushed to the hospital for treatment. Hence the complaint.

3. The learned counsel for the petitioner submits that the majority of the allegations attributed only against other co-accused and they were arrested and released on bail. He also submits that the petitioner is ready to abide by any conditions that may be imposed by this Court and ready to



furnish sufficient solvent sureties for his release. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal side) for the respondent police, reiterated the prosecution case and submits that the co-accused have been arrested and released on bail. He further submits that the injured has been discharged from the hospital. He opposed for grant of anticipatory bail to the petitioner.

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

6. Considering the fact that the majority of the allegations are



attributed only against other co-accused; that the co-accused were arrested and released on bail; that the injured has been discharged from the hospital, 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 fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.II, Alandur, 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 fifteen 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



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[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 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



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can be registered under Section 269 of B.N.S.

05.11.2025

MSM

To

1.The Judicial Magistrate No.II, Alandur.

2.The Inspector of Police

Thuraipakkam Police Station
Chennai District.

Crime No. 447 of 2025.

3. The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

MSM

Crl.O.P.No. 30118 of 2025



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