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Crl.OP.No.30439 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.11.2025

CORAM

THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P.No.30439 of 2025

1. Ayyadurai
2. Indirani

... Petitioners

Vs.

State by
The Inspector of Police,
Thoothur Police Station, Thoothur,
Ariyalur Taluk, Ariyalur District.
(Cr.No.83 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, to enlarge the petitioners on anticipatory bail in the event of their arrest in Crime No.83 of 2025 on the file of the Inspector of Police, Thoothur Police Station, Thoothur, Ariyalur Taluk, Ariyalur District.

For Petitioners : Mr.C.Prakasam

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

ORDER



The petitioners, who apprehend arrest for the alleged offence under Sections 296(b), 118(1) and 351(2) of BNS in Crime No.83 of 2025, on the file of the respondent police seek anticipatory bail.

2. The allegation against the petitioners is that due to previous enmity regarding land dispute, the petitioners had picked quarrel with the defacto complainant and attacked him. Thereby, the defacto complainant had sustained injuries. Hence, the case.

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

4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the prosecution case and reported that the injured has been discharged from the hospital and there are no previous cases as against the petitioners. Hence, he opposed to grant anticipatory bail to the petitioners.

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

6. Considering the fact that the injured had been discharged from the



hospital and no previous case reported, I am inclined to grant anticipatory bail to the petitioners, subject to 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 fifteen (15) days from the date on which the order copy made, before the learned ***Judicial Magistrate-II, Ariyalur, Ariyalur District*** on condition that each of the petitioners shall execute separate bonds for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties** each for a like sum to the satisfaction learned Magistrate concerned, and on further condition that:

(a) If the petitioners 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 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 for interrogation;

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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.

07.11.2025

Vv

To

1. The Judicial Magistrate-II, Ariyalur, Ariyalur District
2. The Inspector of Police,
Thoothur Police Station, Thoothur,
Ariyalur Taluk, Ariyalur District.
3. The Public Prosecutor
High Court of Madras,
Chennai 600 104.

K.RAJASEKAR, J.



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