



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-11-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 31348 of 2025

MUTHUSAMY

Petitioner(s)

Vs

State Rep. by,
The Inspector of Police,
NALLIPALAYAM Police Station,
Namakkal District. Crime No.169 of
2025

Respondent(s)

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 in Crime No.169 of 2025 on the file of the respondent.

For Petitioner Mr.Camyles Gandhi W

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



ORDER

The petitioner, who apprehends arrest for the alleged offence under Sections 296(b), 132, 267 & 351(2) of BNS, 2023 in Cr.No.169 of 2025 on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and the de facto complainant had a wordy quarrel, as a result of which the latter was attacked and injured. Hence, the complainant.

3. The learned counsel for the petitioner is innocent; that he has been falsely implicated in this case; and that in any case custodial interrogation of the petitioner is not required for the purpose of investigation, hence, he prayed for grant of anticipatory bail.

4. The learned Government Advocate (Crl. Side) appearing for the respondent reiterated the prosecution case and on instructions submitted that the injured was discharged from the hospital.



5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) for the respondent and also perused the materials available on record.

6.Considering the nature of dispute; that the injured was discharged from the hospital and the fact that the custodial interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioners subject to the following conditions:

(a) Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his/her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate-1, Namakkal** 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 respondent police or the police officer who intends to arrest or to the satisfaction of the said Magistrate, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[b] the petitioner shall report before the respondent everyday at 10:30 a.m., for a period of two weeks and thereafter as and when required for interrogation;



[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioner shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the 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)AIR SCW 5560]**;

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

17-11-2025

gbi



To
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- 1.State Rep. by,
The Inspector of Police,
NALLIPALAYAM Police Station,
Namakkal District. Crime No.169 of
2025
- 2.The Judicial Magistrate-I, Namakkal.
- 3.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR J.
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