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Crl.O.P.No.31649



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.11.2025

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.31649 of 2025

1. Kalaiyarasan
2. Irudhayaraj @ Irudhayam ... Petitioners

-VS-

State Rep by,
The Inspector of Police,
Uthukuli Police Station,
Tiruppur District.
(Crime No.419 of 2025) ... Respondent

Prayer:- Criminal Original Petition filed under Section 482 of BNSS, 2023, to
enlarge the petitioners on bail in the event of their arrest in Crime No.419 of 2025
on the file of the respondent police.

For Petitioners : Mr.C.S.Saravanan
For Respondent : Ms.J.R.Archana,
Government Advocate (Crl. Side)



ORDER

The petitioners, who apprehends arrest for the alleged offence punishable under Sections 296(b), 115(2) of BNS Act (294(b), 323 of IPC) r/w Section 4 of the Prohibition of Harassment of Women Act, 2002, in Crime No.419 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The allegation against these petitioners is that, these petitioners quarreled with the defacto complainant and kicked her repeatedly and caused severe injuries. Hence this case.

3. The learned counsel appearing for petitioners submitted that the petitioners have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case. He further submitted that due to the previous enmity the complaint has been lodged. Hence, he prays for grant of anticipatory bail.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that the injured discharged from the hospital, the petitioners are not having any previous cases. Hence, she opposed to grant anticipatory bail to the petitioners.



5. Considering the submissions made on both sides, that the injured discharged from the hospital and the petitioners are not having any previous cases, and this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. 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 of receipt of a copy of this order before the *learned District Munsif cum Judicial Magistrate, Uthukuli*, on condition that the petitioners 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 of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall report before the respondent police daily at 10.30 a.m., for the period of three



weeks and thereafter as and when requires for interrogation;

(c) the petitioners shall not tamper with evidence or

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witness either during investigation or trial;

(d) the petitioners 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 petitioners in accordance with law as if the 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) AIR SCW*

5560]; and;

(f) if the accused thereafter absconds, a fresh FIR can

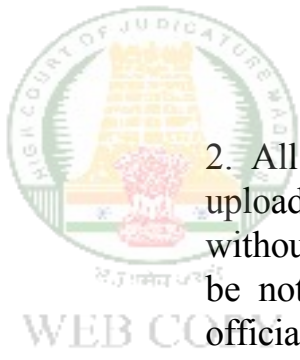
be registered under Section 269 of B.N.S.

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Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.



2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

- 1.The District Munsif cum Judicial Magistrate, Uthukuli.
- 2.The Inspector of Police,
Uthukuli Police Station,
Tiruppur District.
- 3.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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