



Crl.O.P.No.32117 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-11-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.32117 of 2025

P. Venkadesh

... Petitioner/ A3

Vs

The State Rep. By,
The Inspector of Police,
B 10, Selvapuram Police Station,
Coimbatore.
(Crime No.339 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioner on anticipatory bail in the event of arrest by the respondent in Crime No.339 of 2025 on the file of the respondent police.

For Petitioner : Mr. Saravanan S.

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



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ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 289 and 105 of BNS in Crime No.339 of 2025 on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that on 30.10.2025, the defacto complainant's husband namely Raghu and A2/ Anand were employed under LGB Lift Works Service and Installation owned by A1; that while the said Raghu and Anand were attending the lift repair work in the premises of the petitioner herein, unexpectedly the lift which was stationed in the first floor started falling and crushed the Raghu, who was carrying the lift repair work; that due to which, he sustained grievous injuries and succumbed to injuries. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case; that the petitioner herein is the owner of the premises in which the lift repair work was carried



out; that it is the case of accident and there is no negligent on the part of the petitioner herein as as to attract any offence; and that the petitioner is ready to abide by any conditions that may be imposed by this Court, hence sought for anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent while opposing the anticipatory bail to the petitioner reiterated the prosecution case and submitted that the investigation of this case is pending.

5. Considering the submissions made on both sides, facts and circumstances of this case, nature of allegation, the petitioner herein is only the property owner and there is no negligent act attributed against the petitioner and since custodial interrogation of the petitioner is not necessary for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. 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 V, Coimbatore** 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 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 the identity proofs to ensure their identity;

[c] the petitioner shall report before the respondent police daily at 06.30 p.m., for a period of one week 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



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

25.11.2025

stn

To

1. The Judicial Magistrate V, Coimbatore.
2. The Inspector of Police,
B 10, Selvapuram Police Station,
Coimbatore.
(Crime No.339 of 2025)
3. The Public Prosecutor,
High Court of Madras.



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K. RAJASEKAR, J.

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