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Crl.OP.No.34122 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.12.2025

CORAM

THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P.No.34122 of 2025

Kicha (Gubenthiran) @ Kubenthiran ... Petitioner

Vs.

State rep by the Inspector of Police,
Natrapalli Police Station,
Natrapalli, Thirupathur District. ... Respondent
(Cr.No.361 of 2025)

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, to enlarge the petitioners on bail in the event of
his arrest in Crime No.361 of 2025 on the file of the Inspector of Police,
Natrapalli Police Station, Natrapalli, Thirupathur District.

For Petitioner : Mr.Vinodh Kumar

For Respondent : Ms.J.R.Archana
Government Advocate (Crl. Side)

ORDER

The petitioner apprehends arrest for the alleged offence under
Sections 296(b), 115(2) 118(2) and 351(2) of BNS in Cr.No.361 of 2025
pending investigation on the file of the respondent police. seeks anticipatory
bail.



2. The case of the prosecution is that there was a quarrel between the petitioner and the defacto complainant, due to which, the petitioner along with others had abused and attacked the defacto complainant, caused severe injuries to him and also threatened him with dire consequence. Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any such offence as alleged by the prosecution and there is no previous case against the petitioner and hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and reported that the petitioner is having no previous case. Hence, he opposed to grant anticipatory bail to the petitioner.

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

6. Considering the fact that the injured discharged from the hospital and no previous cases reported, I am inclined to grant anticipatory bail to the petitioner, subject to 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 (15) days from the date on which the order copy made, before the learned **Metropolitan**



Magistrate-III, Thirupathur 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 learned Magistrate concerned, and on further condition that:

(a) If the petitioner 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 petitioner shall report before the respondent police daily at 10.30 a.m., for a period of three 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court



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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.

12.12.2025

Vv

To

1. The ***Metropolitan Magistrate-III, Thirupathur***
2. The Inspector of Police,
Natrampalli Police Station,
Natrampalli, Thirupathur District.
- 3.The Public Prosecutor
High Court of Madras,
Chennai 600 104.



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K.RAJASEKAR, J.

Vv

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