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CRL OP No.35398 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P.DHANABAL

CRL OP No. 35398 of 2025

Mugamathu Thoufic @ Thoufic
S/o. Abdul Rahman,
No.20, Sherif Colony, Market Road,
Pollachi, Coimbatore District.

Petitioner(s)

Vs

State represented by
The Inspector of Police
Pollachi West Police Station,
Coimbatore District
(Crime No. 442 of 2025)

Respondent(s)

Criminal Original Petition filed under Section 482 of B.N.S.S. to grant anticipatory bail to the petitioner in the event of his arrest in Crime No.442 of 2025 pending on the file of the respondent.

For Petitioner(s): Mr.Camyles Gandhi W.

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



ORDER

The petitioner/accused, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 126(2), 296(b), 132 and 351(3) of B.N.S. in connection with the Crime No.442 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that the *de facto* complainant is a Government bus Conductor in Pollachi Branch, Coimbatore; on the date of occurrence, there was a wordy quarrel arose between the *de facto* complainant and the private bus Conductor with regard to picking-up the passengers, boarding them and onset of the bus and hence the case.

3. The learned counsel for the petitioner would contend that the petitioner is innocent of the offences and he is not involved in this case. Hence, the petitioner may be released on anticipatory bail.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that based on the complaint given by the *de facto* complainant, the respondent police registered a case in Crime No.442 of 2025 for the offences under Sections 126(2), 296(b), 132 and 351(3) of B.N.S. and the case is under investigation. He would further submit that none has been



injured in this case and there is no previous case pending against the petitioner.

However, he strongly opposed to grant anticipatory bail to the petitioner.

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

6. Considering the rival submissions on either side, considering the nature of offences, that there was a wordy quarrel between the petitioner and the *de facto* complainant, fact that none has been injured in this case and further considering the fact that there is no previous case pending against this petitioner, I am inclined to grant anticipatory bail to the petitioner subject to the following conditions.

7. Accordingly, this criminal original petition is allowed and 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 **Judicial Magistrate No.II, Pollachi**, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that:

[a] the petitioner and 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 petitioner shall report before the respondent police at 10.00 a.m., on every Saturday for a period of four weeks and thereafter as and when required for interrogation;

[c] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer;

[d] the petitioner shall not leave India without the previous permission of the Court;

[e] the petitioner shall not abscond either during investigation or trial;

[f] 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]; and

[g] If the accused thereafter abscond, a fresh FIR can be registered under Section 269 B.N.S.2023.

30-12-2025

nsd
Index: Yes/No
Speaking/Non-speaking order
Internet: Yes; Neutral Citation: Yes/No



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 Judicial Magistrate No.II, Pollachi.
2. The Inspector of Police
Pollachi West Police Station, Coimbatore District
(Crime No. 442 of 2025)
3. The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

nsd

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