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Crl.O.P.No.35852 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.12.2025

CORAM

THE HON'BLE MR.JUSTICE P.DHANABAL

Crl.O.P.No.35852 of 2025

1.Vijay @ Vijay Anand
2.Kishore @ Kishore Kumar
3.David @ Paul David Son
4.Chitra

... Petitioners

Vs.

State Rep by
The Inspector of Police,
Katpadi Police Station
Vellore District.
(Crime No.450 of 2025)

...Respondent

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S. Act, 2023, praying to enlarge the petitioners on bail in the event of their arrest by the respondent Police concerned in Crime No.450 of 2025 on the file of the Inspector of Police, Katpadi Police Station, Vellore District.

For Petitioners : Mr.Shimiyon Edwin M

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



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ORDER

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The petitioners/accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 118(1), 324(4) & 351(3) of BNS Act, in Crime No.450 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that when the defacto complainant was running a roadside food stall near Senguttai Chathiram School, the petitioners came to the food stall and asked for dosa, the same was served belatedly, hence, the petitioners picked up a wordy quarrel, abused the defacto complaint using filthy language and also damaged the food stall. Hence the complaint.

3. Learned counsel appearing for the petitioners submitted that the petitioners are an innocent persons, they have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case. He further submitted that the petitioners are law-abiding citizen and they are ready and willing to furnish substantial sureties and to abide by any conditions that may be imposed by this Court; therefore, he prayed to grant anticipatory bail to the petitioners.

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4. Learned Government Advocate (Crl.Side) appearing for the respondent police submitted that when the defacto complainant was running a roadside food stall near Senguttai Chathiram School, the petitioners came to the food stall and asked for dosa, the same was served belatedly, hence, the petitioners picked up a wordy quarrel, abused the defacto complaint using filthy language and also damaged the food stall and also submitted that there are no previous cases pending against the petitioner; and that the injured has now been discharged from the hospital. However, he vehemently opposed the grant of anticipatory bail to the petitioners.

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

6. Considering the nature of offence, there is a wordy quarrel between the parties and the injured has been discharged from the hospital and also the fact that no previous case pending against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners, subject to the following conditions:



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7. 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 on which the order copy was made ready, before the learned **Judicial Magistrate Court, Katpadi**, on condition that the petitioners shall execute a separate 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 conditions that:

[a] the petitioners shall report before the respondent police on every Saturday at 10.30 a.m., for a period of four (4) weeks and thereafter, as and when required for the interrogation;

[b] the petitioners 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 him from disclosing such facts to the Court or to any police officer or tamper with the evidence;



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[c] the petitioners shall not leave India
without the prior permission of the Court;

[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
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
the BNS.

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P. DHANABAL, J.

dna/kas

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 official website of this Court will be watermarked and will also have a QR code.

Copy to:

1.The Judicial Magistrate Court, Katpadi.

2.The Inspector of Police,
Katpadi Police Station
Vellore District.
(Crime No.450 of 2025)

3.The Public Prosecutor,
High Court of Madras,
Chennai – 600 104.

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