



CRL OP(MD). No.394 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.394 of 2025

Manikandan

... Petitioner / A3

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Senthamaram Police Station,
Tenkasi District.
(Crime No.377 of 2024)

... Respondent/Complainant

For Petitioner : Mr.M.P.Vasandharam,
Advocate

For Respondent : Mr.A.Albert James,
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :-

For Anticipatory Bail in Crime No. 377 of 2024 on the file of the respondent police.



CRL OP(MD). No.394 of 2025

ORDER : The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 303(2) of BNS 2023, in Crime No.377 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused persons had stolen 270 kilograms of copper wire in the wind mill worth Rs.1,75,000/-. While indulging in this act, they had also opened the oil from the transformer and wasted 600 litres of oil to the tune of Rs.5,50,000/-. There are totally eight accused persons in this case and the petitioner has been arrayed as A3. A1, A2 and A4 to A6 were arrested in this case.

3. Heard the learned counsel on either side and perused the material records of the case.

4. Taking into consideration the facts and circumstances of the case and considering the fact that the amount has been recovered by the police in the course of investigation and taking note of the fact that the custodial interrogation of the petitioner may not be required and three previous cases of the petitioner does not pertain to any case of stealing, this Court is inclined to grant anticipatory bail to the



CRL OP(MD). No.394 of 2025

petitioner with certain conditions.

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5. 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, Tenkasi, 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed 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 on every Monday at 10.30 a.m. for a period of 4 weeks and thereafter, as and when required for interrogation.



CRL OP(MD). No.394 of 2025

WEB COPY

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner 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 BNS, 2023.

sd/-
09/01/2025

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/01/2025

Sub-Assistant Registrar (CS-I/II/III/IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PKN



CRL OP(MD). No.394 of 2025

TO
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1. THE JUDICIAL MAGISTRATE, TENKASI,
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TENKASI
3. THE INSPECTOR OF POLICE,
SENTHAMARAM POLICE STATION,
TENKASI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.M.P.VASANDHARAM, Advocate (SR-369[I] dated 10/01/2025)

ORDER
IN
CRL OP(MD) No.394 of 2025
Date :09/01/2025

RK/SKN(29/01/2025) 5P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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