



CRL OP(MD). No.462 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.462 of 2025

Shanmugaiah

... Petitioner / Accused No.7

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Nanguneri Police Station,
Tirunelveli District.
(Crime No.171 of 2024)

... Respondent/Complainant

For Petitioner : Mr.M.S.Jeyakarthik,
Advocate

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate
(Criminal Side)

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

PRAYER :-

For Anticipatory Bail in Crime No. 171 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 341, 392 and 506(ii) of IPC @ 341, 392, 506(ii), 120(B) and 397 of IPC, in Crime No.171 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that one Murugan was travelling in two wheeler along with A1 (who was originally the defacto complainant) carrying a sum of Rs.30 lakhs. The other accused persons came in two wheeler and they dashed in the motor cycle and thereafter, took away the sum of Rs.30 lakhs. Even though, the complaint was given by A1 in his capacity as the defacto complainant, it came to light that it is A1 who had planned the entire incident. There are totally 4 accused persons as per the FIR and 8 accused persons as per the final report and the petitioner has been arrayed as A7.

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



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4. Taking into consideration the facts and circumstances of the case and considering the fact that the investigation has been completed and the case is pending in P.R.C.No.65 of 2024 before the learned Judicial Magistrate, Nanguneri and taking note of the fact that there are no previous cases against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

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, Nanguneri, 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 Court below during every date of



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hearing without fail.

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

pal

<https://www.mhc.tn.gov.in/judis>



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TO
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1. THE JUDICIAL MAGISTRATE, NANGUNERI,
 - 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI
 3. THE INSPECTOR OF POLICE,
NANGUNERI POLICE STATION,
TIRUNELVELI DISTRICT.
 4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.
- +1 CC to M/s.M.S.JEYAKARTHIK, Advocate (SR-334[I] dated 09/01/2025)

ORDER
IN
CRL OP(MD) No.462 of 2025
Date :09/01/2025

RK/VR (22/01/2025) 5P / 6C

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