



CRL OP(MD). No.500 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

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1.Dharmaraj

2.Kuppusamy

... Petitioners/ Accused Rank Not known

Vs.

State of Tamil Nadu,
Rep By,
The Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District.
(Crime No.79 of 2024.)

... Respondent / Complainant

For Petitioners : Mr.D.Venkatesh, 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.79 of 2024 on the file of the respondent police.



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WEB COPY ORDER: The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections 143, 342 and 353 of IPC, in Crime No.79 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 28.03.2024, when the defacto complainant was on election duty, he seized an amount of Rs.5 lakhs and at that time, the accused persons are said to have prevented the election officer from discharging his duty. There are totally three accused in this case and the petitioners have been arrayed as Accused Nos.2 and 3.

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 nature of allegations made and also taking note of the fact that A1 was arrested and was granted bail by this Court in CrI.O.P(MD)No.11489 of 2024, vide order, dated 25.07.2024 and also considering the fact that there are no previous case against the petitioner, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5. Accordingly, the petitioners are ordered to be released on bail in the event of



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arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Devakottai, on condition that the petitioners 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 petitioners 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 petitioners shall appear before the respondent Police as and when required for interrogation.

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

[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 petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme



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Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

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[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023. IPC.

sd/-
09/01/2025

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

DAS

To

1.The Judicial Magistrate,
Devakottai.

2.Do through the Chief Judicial Magistrate,
Sivagangai District.

3.The Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.D.VENKATESH, Advocate (SR-363[I] dated 10/01/2025)

ORDER
IN

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Date :09/01/2025



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ED/ SKN /SAR- (24/01/2025) 5P / 6C

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