



CRL OP(MD). No.817 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

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Hariharan @ Arikrishnan

... Petitioner / Accused No.1

Vs

The State of Tamil Nadu

Represented by the Inspector of Police,

Othakkadai Police Station,

Madurai District.

(Crime No.337 of 2024)

... Respondent/Complainant

For Petitioner : Mr.D.Balamurugapandi,
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. 337 of 2024 on the file of the respondent police.



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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 191(2), 191(3), 329(3), 296(b), 115(2), 118(1), 324(2), 351(3) of BNS and Section 4 of TNPWH Act, in Crime No.337 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that there was a previous enmity between the parties and the petitioners are said to have attacked the defacto complainant and caused serious injuries. They also abused in filthy language and threatened with dire consequences.

3. The petitioners filed the earlier anticipatory bail petition before this Court in Crl.OP(MD).No.14977 of 2024 and anticipatory bail was granted by this Court by an order dated 06.09.2024. Since the petitioner did not execute the sureties within the time frame, the anticipatory bail order automatically got cancelled. Hence, the present anticipatory bail petition has been filed.

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

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5. Taking into consideration the facts and circumstances of the case and considering the manner in which the incident had taken place and considering the fact that there is a case and counter case for the very same incident which is pending investigation before the respondent police in Crime Nos.336 and 337 of 2024, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Melur, Madurai District, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two common 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 Saturday



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and Sunday at 05.30 p.m. for a period of four weeks and thereafter, as and when required.

[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/-
22/01/2025

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/01/2025

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

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TO

1. THE JUDICIAL MAGISTRATE, MELUR, MADURAI DISTRICT,

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



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2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.

3. THE INSPECTOR OF POLICE,
OTHAKKADAI POLICE STATION,
MADURAI DISTRICT.

4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.D.BALAMURUGAPANDI, Advocate (SR-645[I] dated 22/01/2025)

ORDER
IN
CRL OP(MD) No.817 of 2025
Date :22/01/2025

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

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