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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.893 of 2025

1. Aruna @ Arunadevi

2. Anantha Ruban @ Rubika sri

3. Marimuthu @ Sugasini

... Petitioners/ Accused No.2,4 &5

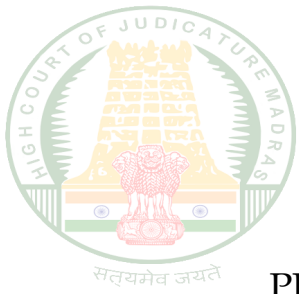
Vs

State of Tamil Nadu,
The Inspector of Police,
Kalakad Police Station,
Tirunelveli District.
(Crime No.12 of 2025).

... Respondent/Complainant

For Petitioner : Mr.Haroon Rasheed,

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



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PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.12 of 2025 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offence under Sections 191(2), 126(2), 296(b), 115(2), 133, 74 and 76 and 351(3) BNS (hereinafter referred to as new penal code) and Section 4 of TNPHW of Act in Crime No.12 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 03.01.2025 at about 01.30 p.m, the defacto complainant was wrongfully restrained and was humiliated and abused in filthy language and threatened with dire consequences. There are totally five accused persons in this case and the petitioners have been arrayed as A2, A4 and A5. A1 and A3 were arrested in this case.

3. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Crl.Side) appearing for the respondent police.



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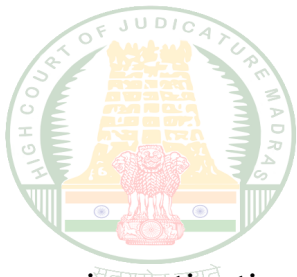
4. Taking into consideration the facts and circumstances of the case and considering the nature of allegations made and taking note of the fact that there are no previous cases pending against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners. Accordingly, this criminal original petition is ordered and the petitioners are ordered to be released on anticipatory bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Nanguneri, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each, 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 said Magistrate, on further condition that:

[a] if the petitioners fail to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] 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.

[c] the petitioners shall report before the respondent police as and when required for interrogation.

[d] the petitioners shall not tamper with evidence or witness either during



investigation or trial;
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[e] the petitioners shall not abscond either during investigation or trial;

[f] on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioners 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 Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;

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

sd/-
21/01/2025

/ TRUE COPY /

/02/2025

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

LR
TO
1 THE JUDICIAL MAGISTRATE,
NANGUNERI.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
THIRUNELVELI
DISTRICT.



3 THE INSPECTOR OF POLICE,
KALAKAD POLICE
STATION,
TIRUNELVELI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.893 of 2025
Date :21/01/2025

NBF / SKN / SAR- (04/02/2025) 5P / 5C
Madurai Bench of Madras High Court is issuing certified copies in this format from
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