



CRL OP(MD). No.1046 of 2025

WEB COPY 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.1046 of 2025

1. T. James Wilson,

2. Captain P Bennet Singh

3. T.Ashok Kumar,

... Petitioners/ Accused No.1 to 3

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Thiruvattar Police Station,
Kanyakumari District.
(Crime No. 3 of 2025).

... Respondent/Complainant

For Petitioner : Mr.V.K.Sathiamurthy, Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 3 of 2025 on the file of the respondent Police.



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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 296(b), 118(1), 115(2) and 351(3) BNS (hereinafter referred to as new penal code) in Crime No.3 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the accused persons entered into the college and abused the defacto complainant and threatened with dire consequences.

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

4. Taking into consideration the facts and circumstances of the case and considering the previous dispute between the parties and taking note of the fact that there is a case and counter case pending investigation before the respondent police in Crime Nos. 2 and 3 of 2025 and also considering the fact that the injured took treatment in a private hospital and was discharged and there are no previous cases



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against the petitioners, this Court is inclined to grant anticipatory bail to the
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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 No.I, Padmanabhapuram,
Kanyakumari District**, 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:

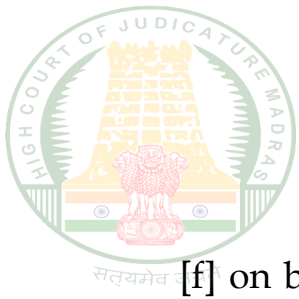
[a] if the petitioners fail to surrender before the said Magistrate within a period
of fifteen days, this order shall stand automatically cancelled.

[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;

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



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[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

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/01/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LR

TO

- 1 THE JUDICIAL MAGISTRATE NO.I
PADMANABHAPURAM, KANYAKUMARI DISTRICT.
- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.
- 3 THE INSPECTOR OF POLICE,
THIRUVATTAR POLICE STATION,
KANYAKUMARI DISTRICT.



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

+5 CC to M/s.V.K.SATHIAMURTHY, Advocate (SR-765[I] dated 23/01/2025)

ORDER
IN

CRL OP(MD) No.1046 of 2025
Date :21/01/2025

SS/SKN/SAR- /24/01/2025/ 5P/10C

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