



CRL OP(MD). No.1191 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

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1. Rajakalai

2. Suresh

... Petitioners / Accused No.2 & 3

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Austinpatti Police Station,
Madurai District.
(Crime No.13 of 2025)

... Respondent/Complainant

For Petitioners : Mr.S.Karkkikannan, 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. 13 of 2025 on the file of the respondent police.



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ORDER: The Court made the following order :-

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The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections 296(b), 118(1) AND 351(3) of BNS in Crime No.13 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that there was a wordy quarrel in a tea shop and the accused persons are said to have abused the defacto complainant in filthy language and attacked and threatened with dire consequences. There are totally three accused persons in this case and the petitioners are arrayed as A2 and A3.

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 manner in which the incident had taken place and taking note of the fact that, A2 has two previous cases and A3 and one previous case and also considering the fact that the injured has been discharged from the hospital and there is a case and counter case pending investigation before the respondent police in Crime No.12 and 13, 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 arrest or on his appearance, within a period of fifteen days from the date on which



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the order copy made ready, before the learned Judicial Magistrate, Thirumangalam 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 report 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 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].



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[f] If the accused thereafter absconds, a fresh FIR can be registered under

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Section 269 of BNS, 2023.

sd/-
23/01/2025

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/02/2025
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SMA

To

1.The Judicial Magistrate,
Thirumangalam.

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

3.The Inspector of Police,
Austinpatti Police Station,
Madurai District.

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

+1 CC to M/s.S.HARKKIKANNAN, Advocate (SR-721[I] dated 23/01/2025)

ORDER
IN
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Date :23/01/2025



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ED/ SKN /SAR- (10/02/2025) 5P / 6C

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