



CRL OP(MD). No.1216 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.1216 of 2025

Mohamed Puhari Shajakhan
S/o. Shajakhan, 58, Melaratha Veethi,
Pathamadi, Tirunelveli District.

...Petitioner/Sole Accused

Vs

State of Tamil Nadu
The Inspector of Police,
Pathamadi Police Station, Tirunelveli District.
(Crime No.11 of 2025)

...Respondent/ Complainant

For Petitioner:

Mr.SATHYACHIDAMBARAM, Advocate

For Respondent:

MR.B.THANGA ARAVINDH, Government Advocate(Crl.side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :-

For Anticipatory Bail in Crime No. 11 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 petitioner, 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 2023 in Crime No.11 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 between the parties and the accused persons are said to have attacked with bricks and abused in filthy language and threatened with dire consequences.

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 fact that there was a previous enmity between the parties and taking into consideration the fact that injured has been discharged from the hospital and also considering the fact that the petitioner has three previous cases, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5. Accordingly, the petitioner is ordered to be released on bail in the event of



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arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Cheranmahadevi, Tirunelveli on condition that the petitioner 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 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 Monday at 10.30.a.m., for a period of four weeks and thereafter as and when required for interrogation.

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



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[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/-
23/01/2025

/ TRUE COPY /

/02/2025
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, CHERANMAHADEVI, TIRUNELVELI

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI.



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

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

+1 CC to M/s.S.SATHYA CHIDAMBARAM, Advocate (SR-775[I] dated
24/01/2025)

ORDER
IN

CRL OP(MD) No.1216 of 2025

Date :23/01/2025

RK/SKN(13/02/2025) 5P / 6C

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