



CRL OP(MD). No.1290 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

CRL OP(MD). No.1290 of 2025

Selvakumar

... Petitioner / Sole Accused

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Radhapuram Police Station,
Tirunelveli District.
(Crime No.272 of 2024)

... Respondent/Complainant

For Petitioner : Mr.A.B.Jeeva,
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. 272 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for

the alleged offences under Sections 296(b), 75(2), 351(2) of BNS 2023, in Crime No.272



CRL OP(MD). No.1290 of 2025

of 2024 on the file of the respondent police, seeks anticipatory bail.

WEB COPY

2. The case of the prosecution is that the defacto complainant was working in the agricultural land belonging to the petitioner. This petitioner is said to have misbehaved with the defacto complainant and caused life threat.

3. The learned Government Advocate submitted that due to the above incident, there is now a fight between two parties and as a result of which, three complaints have been given and tension is prevailing in the village.

4. The learned counsel for the petitioner submitted that a false case has been foisted against the petitioner and a land dispute between the petitioner and the defacto complainant has been given a criminal colour.

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

6. Taking into consideration the facts and circumstances of the case and also considering the submissions made on either side and taking note of the fact that the petitioner has six previous cases against him, this court is inclined to grant anticipatory bail to the petitioner with certain conditions:

7. Accordingly, the petitioner is 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 the order copy made ready, before the learned Judicial Magistrate, Radhapuram,



CRL OP(MD). No.1290 of 2025

Tirunelveli District, 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 and Friday at 10.30 a.m., for a period of six weeks and thereafter, as and when required for interrogation.

[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].



CRL OP(MD). No.1290 of 2025

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

WEB COPY

Section 269 of BNS, 2023.

sd/-
23/01/2025

/ TRUE COPY /

/02/2025

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

PKN
TO

1 THE JUDICIAL MAGISTRATE,
RADHAPURAM, TIRUNELVELI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, TIRUNELVELI DISTRICT.

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

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

+1 CC to M/s.A.B.JEEVA, Advocate (SR-902[I] dated 27/01/2025)



WEB COPY



CRL OP(MD). No.1290 of 2025

ORDER IN
CRL OP(MD) No.1290 of 2025
Date :23/01/2025

SA/SKN/SAR. /04.02.2025/5P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.