



CRL OP(MD). No.1558 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 28.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.1558 of 2025

1.Ponpandi

2.Kumar @ Sankarapandi

3.Esakki @ Chinna Esakki

... Petitioners / Accused Nos.1, 2 & 4

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Sathankulam Police Station,
Thoothukudi District.
(Crime No.10 of 2025)

... Respondent/Complainant

For Petitioners : Mr.S.Ramasamy,
Advocate

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

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



CRL OP(MD). No.1558 of 2025

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PRAYER:-

For Anticipatory Bail in Crime No. 10 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 offences under Sections 191(2), 191(3), 296(b), 127(2), 115(2), 118(1), 109 and 351(3) of BNS @ 191(2), 191(3), 296(b), 127(2), 115(2), 118(1), 109, 351(3), 95 r/w. 190 of BNS and 15 JJ Act, in Crime No.10 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant and A5 were running sports club. It is stated that a wall poster was affixed in the wall of the defacto complainant and when the same was questioned, the accused persons are said to have attacked the defacto complainant and abused him in filthy language and also threatened with dire consequences. As a result, the defacto complainant and 3 others suffered injuries and were admitted in the hospital. There are totally 6 accused persons in this case and the petitioners have been arrayed as A1, A2 and A4.

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 entire incident had taken place and taking note



CRL OP(MD). No.1558 of 2025

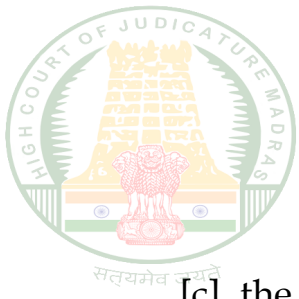
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of the fact that the injured has been discharged from the hospital and also considering the fact that A1 has 3 previous cases, A2 has 1 previous case and A4 has 2 previous cases, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate Court, Sathankulam, 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 on every Monday and Friday at 10.30 a.m. for a period of 6 weeks and thereafter, as and when required for interrogation.



CRL OP(MD). No.1558 of 2025

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[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 petitioner 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].

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

sd/-
28/01/2025

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

PAL

TO

1 THE JUDICIAL MAGISTRATE,
SATHANKULAM.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
THOOTHUKUDI DISTRICT.



CRL OP(MD). No.1558 of 2025

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3 THE INSPECTOR OF POLICE,
SATHANKULAM POLICE STATION,
THOOTHUKUDI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.1558 of 2025
Date :28/01/2025

SS/SKN/SAR- /13/02/2025/ 5P/5C

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