



CRL OP(MD). No.1688 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.1688 of 2025

1.R.Venkatachalam,

2.V.Pradeep,

3. Suruli,

4. Kumar,

5. Seeni,

6. Periyakaruppan,

... Petitioners/ Accused Nos.1, 2, 4 to 7

Vs

The State of Tamilnadu,
Rep By,
The Sub-Inspector of Police,
Ezhumalai Police Station,
Madurai District.
Cr.No.5 of 2025..

... Respondent/Complainant

For Petitioner : Mr.G.Rajan,
Advocate.

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



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PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.5 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners / Accused Nos.1, 2, 4 to 7, who apprehend arrest at the hands of the respondent Police for offence under Sections 191(2), 192(3), 296(b), 115 (2), 118(1), 351(3) of BNS, 2023 in Crime No.5 of 2025 on the file of the respondent Police, seek anticipatory bail.

2. The case of the prosecution is that there was a previous enmity between the parties and during the pongal festival, the accused persons are said to have abused the defacto complainant in filthy language and attacked the defacto complainant and his father with wooden stick and hands and caused them injuries. There are seven accused persons in this case and the petitioners have been arrayed as Accused Nos.1, 2, 4 to 7.

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



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4. Taking into consideration the facts and circumstances of the case and considering the manner in which this incident had taken place and also considering the fact that there is a case and counter case pending investigation before the respondent Police in Crime Nos.5 and 6 of 2025 and the injured has been discharged from the hospital and there are no previous cases against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners subject to the following conditions.

5. Accordingly, 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.II, Usilampatti, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) each with two sureties (common surety) 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.



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[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 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]*; and;

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

sd/-
29/01/2025

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



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TSG

TO

- 1 THE JUDICIAL MAGISTRATE NO.II
USILAMPATTI.
 - 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
MADURAI DISTRICT.
 - 3 THE SUB-INSPECTOR OF POLICE,
EZHUMALAI POLICE STATION,
MADURAI DISTRICT.
 - 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1 CC to M/s.G.RAJAN, Advocate (SR-1058[I] dated 29/01/2025)

ORDER
IN
CRL OP(MD) No.1688 of 2025
Date :29/01/2025

SS/SKN/SAR- /13/02/2025/ 5P/6C

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