



CRL.O.P.(MD)No.1720 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

[Criminal Jurisdiction]

Date : 29.01.2025

PRESENT

THE HON`BLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.(MD)No.1720 of 2025

M.Basker @ Baskaran

... Petitioner/ A2

Vs

State of Tamil Nadu
rep. by its
The Inspector of Police,
Tenkasi Police Station,
Tenkasi District.
(Crime No.32 of 2025)

... Respondent/Complainant

For Petitioner : Mr.R.J.Karthick,
Advocate

For Respondent : Mr.A.Albert James,
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS.



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PRAYER:-

For Anticipatory Bail in Crime No.32 of 2025 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), 324(3), 351(3) of BNS and Section 4 of the The Tamil Nadu Prohibition of Harassment of Women Act, 1998, in Crime No.32 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that there was family dispute between the parties. On the date of the incident, the accused persons are said to have trespassed into the house of the de facto complainant and attacked him and abused his mother-in-law in filthy language and also caused damages to the two-wheeler belonging to the de facto complainant. There are totally 2 accused persons. The petitioner has been arrayed as A2. A1 was arrested in this case.

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



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4. Taking into consideration the facts and circumstances of the case and also considering the fact that no one was injured in this case, and also considering the fact that there are some previous cases against the petitioner, out of which some cases pertain to the alleged offences that took place in the year 2020, 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 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, Tenkasi, 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 Friday at 10:30 a.m. for a period of 4 weeks and thereafter, as and when required for interrogation.



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[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]**.

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

sd/-
29/01/2025

/ TRUE COPY /

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

JEN

TO

1 THE JUDICIAL MAGISTRATE
TENKASI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TENKASI DISTRICT.



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3 THE INSPECTOR OF POLICE,
TENKASI POLICE STATION,
TENKASI DISTRICT

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

ORDER
IN
CRL OP(MD) No.1720 of 2025
Date :29/01/2025

SS/SKN/SAR- /14/02/2025/ 5P/5C

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