



CRL OP(MD). No.1839 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04.02.2025

PRESENT

The HONOURABLE MR. JUSTICE R. SAKTHIVEL

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1.Dheenaseenan

2.Vignesh

... Petitioners/ Accused (Rank Not Known)

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
Thanthonimalai Police Station,
Karur District.

Crime No.28 of 2025

... Respondent/ Complainant

For Petitioners : Mr.R.Mathiyalagan, Advocate

For Respondent : Mr.K.Sanjai Gandhi,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.28 of 2025 on the file of the respondent Police.

ORDER : The Court made the following order :-

This Criminal Original Petition has been filed by the petitioners on 28.01.2025

<https://www.mhc.tn.gov.in/judis> under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) praying to grant an



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order of pre-arrest bail.

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2. The petitioners apprehend arrest at the hands of the respondent Police for the offences punishable under Sections 296(b), 133, 324(2), 115(2), 118(1) and 351(3) of Bharatiya Nyaya Sanhita (BNS) Act, 2023 in Crime No.28 of 2025 on the file of the respondent police.

3. The case of the prosecution is that on 24.01.2025 at 17.30 hours, the petitioners trespassed into the defacto complainant's land and abused him in filthy language and also assaulted him. Hence, the case.

4. Mr.R.Mathiyalagan, learned counsel appearing for the petitioners submits that the petitioners were arrayed as accused falsely. The petitioners did not commit any offence. The first petitioner is the car driver. Further, he submits that the petitioners are ready to abide by any condition imposed by this Court. The respondent Police is searching for the petitioners. Hence, he prays for grant of anticipatory bail to the petitioners.

5. Per contra, Mr.K.Sanjai Gandhi, learned Government Advocate (Crl.Side) appearing for the respondent Police submits that the defacto complainant was admitted in the hospital on 24.01.2025 and discharged on 03.02.2025. The defacto complainant sustained head injury. A1 and A2 were arrested and are still in custody. He would further submit that the first petitioner is having three previous cases and



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the second petitioner is having one previous case. Accordingly, he prayed to dismiss
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this Criminal Original Petition.

6. Heard on both sides. This Court has perused the records.

7. Considering the nature of the offences alleged and also considering the fact that the injured has been discharged from the hospital, this Court is inclined to grant an order of pre-arrest bail to the petitioners subject to the following conditions:

(i) The petitioners shall be released on bail in the event of their arrest or in the event of their surrender before the learned Judicial Magistrate No.I, Karur, within a period of 15 days from today, on executing a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only) each along with two sureties each for a like sum of Rs.50,000/- (Rupees Fifty Thousand Only) to the satisfaction of the concerned Judicial Magistrate.

(ii) Thereafter, the petitioners shall appear and sign before the concerned Judicial Magistrate daily at 10.30 a.m. and 05.30 p.m. until further orders;

(iii) The petitioners shall co-operate with the Investigation Agency as and when called for.

(iv) The petitioners shall not enter into the defacto complainant's house or his working place.

(v) The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to -The Criminal Rules of



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Practice, 2019]. The learned Judicial Magistrate shall obtain a copy of any one of
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identity proofs to ensure their identity;

(vi) The petitioners shall furnish their residence address and mobile number to the concerned Judicial Magistrate.

(vii) The petitioners shall not, directly or indirectly, cause any threat to the defacto complainant and witnesses and shall not tamper the evidence;

(viii) On breach of any of the aforementioned conditions, concerned Magistrate, or Trial Court as the case may be, is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned conditions are imposed by them as laid down by the Hon-ble Supreme Court in P.K. Shaji vs. State of Kerala [(2005) 13 SCC 283].

8. Accordingly, this Criminal Original Petition is allowed subject to the conditions stated supra.

sd/-
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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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TO

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1 THE JUDICIAL MAGISTRATE NO.I,
KARUR.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, KARUR DISTRICT.

3 THE INSPECTOR OF POLICE,
THANTHONIMALAI POLICE STATION,
KARUR DISTRICT.

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

+1 CC to M/s.R.MATHIYALAGAN, Advocate (SR-1364[I] dated 04/02/2025)

ORDER IN
CRL OP(MD) No.1839 of 2025
Date :04/02/2025

SA/SKN/SAR. /18.02.2025/5P/6C

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