



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 31/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.2000 of 2025

Muthuraj,
S/o. Ayyanar,
No.3/197, Yadavar Street,
Karivalamvanthanallur,
Tirunelveli District..

... Petitioner/ Accused No.2

Vs

The State of Tamil Nadu,,
Rep. by the Inspector of Police,
K.V. Nallur Police Station,
Tenkasi District.(Cr. No. 25 of 2025).

... Respondent/Complainant

For Petitioner : Ms.Ponnuthai.C.R,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 25 of 2025 on the file of the respondent Police.



ORDER : The Court made the following order :-

The petitioner / Accused No.2, who apprehends arrest at the hands of the respondent Police for offences under Sections 296(b), 61(2), 351(3) of BNS, 2023 in Crime No.25 of 2025 on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant and Accused No.1 are husband and wife. Accused No.1 is said to be a drunkard and he used to harass the defacto complainant and his daughter. On the date of occurrence, Accused No.1 and other accused persons abused the defacto complainant in filthy language and also caused threat to her and her daughter. There are totally four accused persons in this case and the petitioner has been arrayed as Accused No.2.

3. Heard the learned counsel on either side.

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 of the fact that no one was injured in this case and also taking note of the fact that there are three previous cases against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.



WEB COPY

5. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Sankarankovil, 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 said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled;

[b] the petitioner shall report before the respondent police every Monday and Friday at 10.30 a.m. for a period of three 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;



WEB COPY

[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]; and;

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

Sd/-
31/01/2025

/ TRUE COPY /

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

tsg

TO

1 THE JUDICIAL MAGISTRATE,
SANKARANKOIL

2 DO-THROUGH-THE CHIEF JUDICIAL MAGISTRATE
TENKASI DISTRICT.



WEB COPY

3 THE INSPECTOR OF POLICE,
K.V. NALLUR POLICE STATION,
TENKASI DISTRICT.

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

+1 CC to M/s.C.R.PONNUTHAI, Advocate (SR-1294[I] dated 31/01/2025)

ORDER
IN
CRL OP(MD) No.2000 of 2025
Date :31/01/2025

ES/SKN/SAR/18.02.2025/5P/6C

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