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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.2015 of 2025

Velayutham,
S/o. Ramaiah,
531, Amethkar Nagar,
Suttamalli,
Tirunelveli District..

... Petitioner/3rd Accused

Vs

The State of Tamil Nadu,,
Rep. by the Inspector of Police,
Veeravanallur Police Station,
Tirunelveli District.
(Crime No. 44 of 2025).

... Respondent/Complainant

For Petitioner : Mr.Suresh P.,
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. 44 of 2025 on the file of the respondent Police.

ORDER: The Court made the following order :-

The petitioner / A3, who apprehends arrest at the hands of the respondent Police for offences under Sections 296(b), 132 and 351(3) of BNS, 2023 in Crime No.44 of 2025 on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the accused persons were forcing the supervisor of the TASMACH shop to open the shop after the closing hours and when the same was refused, they abused the Supervisor in filthy language and threatened him with dire consequences and prevented him from doing his official duty. There are totally three accused persons in this case and the petitioner has been arrayed as Accused No.3.

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

4. Taking into consideration the facts and circumstances of the case and considering the manner in which this incident had taken place and also taking note of the fact that there are no previous cases against the petitioner and no one was injured in this case, this Court is inclined to grant anticipatory bail to the petitioner subject to

the following conditions.



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6. 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, Cheranmahadevi 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 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;

[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
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Section 269 of BNS 2023.

sd/-

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/02/2025

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

TSG

TO

1 THE JUDICIAL MAGISTRATE,
CHERANMAHADEVI.

2 DO THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE,
VEERAVANALLUR POLICE STATION,
TIRUNELVELI DISTRICT.

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

+1 CC to M/s.P.SURESH, Advocate (SR-1253[I] dated 31/01/2025)

ORDER

IN

CRL OP(MD) No.2015 of 2025

Date :31/01/2025



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NBF / SAR- (17/02/2025) 5P/6C

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