



CRL.O.P.(MD)No.2054 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

[Criminal Jurisdiction]

Date : 31.01.2025

PRESENT

THE HON`BLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.(MD)No.2054 of 2025

G.Amirthabai

... Petitioner/ A1

Vs

State of Tamil Nadu,Rep. by
The Sub-Inspector of Police,
Karungal Police Station,
Karungal,
Kanniyakumari District.
(Crime No.10 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.G.Aravinthan, Advocate,
for M/s.Aran Legal Consultancy

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.10 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 191(2) of BNS r/w. Section 3(1) of the Tamil Nadu Public Property (Prevention of Damage and Loss) Act, 1992, in Crime No.10 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused persons destroyed the compound wall and gate of the primary health centre. There are 3 accused persons in this case. The petitioner has been arrayed as A1.

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

4. Taking into consideration the facts and circumstances of the case and considering the fact that there was a pathway dispute between the parties and the same was agitated before the competent Civil Court and there are no previous cases against the petitioner and also considering the age of the petitioner, 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, Eraniel,



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Kanyakumari District, 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 appear 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].



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[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
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

JEN
TO

1 THE JUDICIAL MAGISTRATE,
ERANIEL, KANNIYAKUMARI DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
KANNIYAKUMARI DISTRICT AT NAGERCOIL.

3 THE SUB-INSPECTOR OF POLICE,
KARUNGAL POLICE STATION,
KARUNGAL,
KANNIYAKUMARI DISTRICT.

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

+1 CC to M/s.G.ARAVINTHAN, Advocate (SR-1306[I] dated 03/02/2025)

+1 CC to M/s.M/S.ARAN LEGAL CONSULTANCY, Advocate (SR-1353[I] dated
04/02/2025)



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ORDER

IN

CRL OP(MD) No.2054 of 2025

Date :31/01/2025

SA/SKN/SAR. /14.02.2025/5P/7C

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