



CRL OP(MD). No.2233 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05.02.2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

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1.V.Deivendran
2.D.Prema
3.D.Praveen
4.Devaki

... Petitioners/ Accused Nos.1 to 4

Vs

The Inspector of Police,
C-3 S.S. Colony Police Station,
Madurai.
Crime No.6 of 2025

... Respondent/ Complainant

For Petitioners : Mr.V.Pandiyan
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.6 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 03.02.2025 under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) praying to grant an 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), 115(ii), 118(i) and 351(3) of Bharatiya Nyaya Sanhita (BNS) 2023 in Crime No.6 of 2025 on the file of the respondent-police.

3. The case of the prosecution is that due to previous enmity with regard to the love marriage between the petitioners 3 and 4, the petitioners scolded and intimidated the defacto complainant. Hence, the case.

4. Mr.V.Pandiyan, learned counsel appearing for the petitioners submits that the petitioners were arrayed as accused falsely. The petitioners have not committed any offence as alleged by the prosecution. Hence, he prays for grant of pre-arrest 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 04.08.2024 and discharged on 12.08.2024. The defacto complainant sustained grievous injury. No previous case is pending as against the petitioners. Accordingly, he prays to dismiss this Criminal Original Petition.

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

7. Considering the nature of the offences alleged against the petitioners 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



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following conditions:

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(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.V, Madurai, within a period of 15 days from the date on which the order copy is made ready, on executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each along with two sureties each for a like sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) to the satisfaction of the learned Judicial Magistrate No.V, Madurai;

(ii) Thereafter, the petitioners 1, 2 and 4 shall appear and sign before the respondent Police daily at 10.00 a.m. until further orders; The third petitioner, after executing the bond before the learned Judicial Magistrate No.V, Madurai, shall stay at Virudhunagar District and sign before the Inspector of Police, Virudhunagar Town Police Station daily at 10.00 a.m. and 05.00 p.m. until further orders;

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

(iv) The petitioners shall furnish their residential address and mobile number to the learned Judicial Magistrate No.V, Madurai.



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

(vi) 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/-
05/02/2025

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

mbi

TO

1 THE JUDICIAL MAGISTRATE NO.V, MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, MADURAI.

3 THE INSPECTOR OF POLICE, C-3, S.S.COLONY POLICE STATION,
MADURAI.

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

<https://www.mmc.tn.gov.in/judis>



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THE INSPECTOR OF POLICE
VIRUDHUNAGAR TOWN POLICE STATION,
VIRUDHUNAGAR.

+1 CC to M/s.V.PANDIYAN, Advocate (SR-1409[I] dated 06/02/2025)

ORDER

IN

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Date :05/02/2025

RS/SKN/SAR-(18.02.2025) 5P 7C

Madurai Bench of Madras High Court is issuing
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