



CRL OP(MD). No.6566 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/04/2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

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S.Vasu

... Petitioner/ Accused No.3

Vs

The State of Tamil Nadu,
Rep by the Sub Inspector of Police,
Anna Nagar Police Station,
Madurai City.
Crime No. 421/2024.

... Respondent/Complainant

For Petitioner : Mr.R.Venkatesan,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS, 2023

PRAYER :-

For Anticipatory Bail in Crime No.421 of 2024 on the file of the respondent-Police.



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WEB COPY ORDER: The Court made the following order :-

This Criminal Original Petition has been filed by the petitioner on 07.04.2025 under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying to grant an order of pre-arrest bail.

2. The petitioner / Accused No.3 apprehends arrest at the hands of the respondent-Police for the offences punishable under Sections 307 and 506(ii) of IPC and Sections 3 and 4(a) of the Explosive Substances Act, 1908 in Crime No.421 of 2024 on the file of the respondent-Police.

3. The case of the prosecution is that on 26.06.2024, at about 7:10 p.m., the defacto complainant went to the place of occurrence to purchase tiles for building work. At that time, the defacto complainant heard a loud explosive sound. Thereafter, on 27.06.2024, at about 10.02 a.m., the defacto complainant received a phone call from the unknown persons threatening that if he and his family wished to live peacefully, he must pay the demanded money. Hence, the case.

4. Mr.R.Venkatesan, the learned counsel for the petitioner, submits that the petitioner is an innocent person, and that he has not committed any offence as



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alleged by the prosecution, and that he has been falsely implicated in this case. He, however, submits that the petitioner is ready to abide by any conditions that may be imposed by this Court. He further submits that already this Court has granted pre-arrest bail to the petitioner in CrI.O.P.(MD).No.15285 of 2024 on 11.09.2024. He further submits that the petitioner was arrested in connection with another case in Crime No.227 of 2024 on the file of the Paaloor Police Station, Chegalpattu District on 08.10.2024 and thereafter, released on bail on 10.12.2024. Hence, the petitioner was unable to produce the sureties before the concerned Court. Hence, he filed this petition before this Court and prays for grant of pre-arrest bail to the petitioner.

5. Per contra, Mr.K.Sanjai Gandhi, the learned Government Advocate (Criminal Side) appearing for the respondent-police, submits that if pre-arrest bail is granted to the petitioner, he may abscond and thereby cause delay to the investigation proceedings. Hence, he vehemently opposes to grant pre-arrest bail to the petitioner.

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

7. Considering the facts and circumstances of the case, this Court is of the view



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that custodial interrogation of the petitioner is not necessary for the Investigating Agency in this case. Further, the petitioner has permanent residence and deep roots in the society, and therefore, there is less possibility for absconding and with a view to adhering the principles of natural justice fully, and with a view to give an opportunity to the petitioner to reform himself, this Court is inclined to grant an order of pre-arrest bail to the petitioner subject to the following conditions..

(i) The petitioner shall be released on pre-arrest bail in the event of his arrest or in the event of his surrender before the learned Judicial Magistrate VI, 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.10,000/- (Rupees Ten Thousand only) along with two sureties, each for a like sum of Rs.10,000/- (Rupees Ten Thousand only) to the satisfaction of the learned Judicial Magistrate VI, Madurai;

(ii) 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 VI, Madurai, shall obtain a copy of any one of identity proofs to ensure their identity;

(iii) The petitioner shall appear and sign before the learned Judicial Magistrate



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VI, Madurai on all working days at 10.30 a.m., until further orders;

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(iv) The petitioner shall make himself available for interrogation by a police officer as and when required;

(V) The petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(vi) The petitioner shall not leave India without the previous permission of the Court;

(vii) The petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate VI, Madurai;

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

(ix) On breach of any of the aforementioned conditions, the learned Judicial Magistrate VI, Madurai, or Trial Court, as the case may be, is entitled to pass



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appropriate orders against the petitioner in accordance with law as if the
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aforementioned conditions are imposed by him 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/-
09/04/2025

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/05/2025

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

TSG

TO

1.THE JUDICIAL MAGISTRATE VI, MADURAI.

2. DO THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.

3.THE SUB INSPECTOR OF POLICE,
ANNA NAGAR POLICE STATION,
MADURAI CITY.



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

+1 CC to M/s.M/S.RIGHT LAW ASSOCIATES, Advocate (SR-4220[I] dated
15/04/2025)

ORDER
IN
CRL OP(MD) No.6566 of 2025
Date :09/04/2025

VN/26.05.2025 7P/6C

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