

CRL OP(MD). No.6888 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 23/04/2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

CRL OP(MD). No.6888 of 2025

Ramesh Seenivasan

... Petitioner/ Accused No.3

Vs

The State of Tamilnadu, Rep by
The Inspector of Police,
Tirunelveli Taluk Police Station,
Tirunelveli District
Cr No. 180/2023

... Respondent/ Complainant

For Petitioner : Mr.Muthuram.R,
Advocate

For Respondent : Mr.S.S.Manoj,
Government Advocate (Crl.Side)

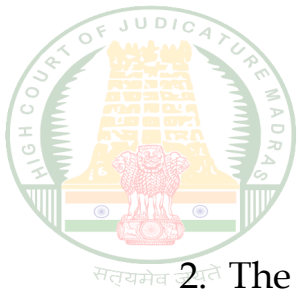
PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime no. 180 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 petitioner on 09.04.2025 under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying to grant an order of pre-arrest bail.



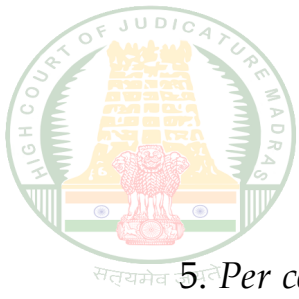
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2. The petitioner / Accused No.3 apprehends arrest at the hands of the respondent-Police for the offences punishable under Sections 296(b), 109(1), 132 and 351(3) of BNS, 2023 and Section 25(1A) of Arms Act in Crime No.180 of 2025 on the file of the respondent-Police.

3. The case of the prosecution is that on 11.03.2025 at about 12:30 a.m., while the respondent-Police and their officials were on patrol duty during the third death anniversary of one Vaikuddam, they intercepted a Bolero car bearing Registration No. TN-72-CU-6388 and asked the accused persons to alight from the vehicle. This led to a wordy quarrel between the accused and the respondent-Police, during which the accused attacked the police officials with deadly weapons. Subsequently, the respondent-Police arrested Accused Nos. 1 and 2, while the petitioner herein fled from the scene. Hence, the case.

4. Mr.R.Muthuram, the learned counsel for the petitioner, submits that the petitioner is an innocent person and that he has not committed any offence as 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 to be imposed by this Court. He therefore prays for grant of pre-arrest bail to the petitioner.



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5. *Per contra*, Mr.S.S.Manoj, the learned Government Advocate (Criminal Side) appearing for the respondent-police, submits that the petitioner along with other accused persons attacked the Police officials with deadly weapons. He further submits that there are six previous case pending against the petitioner. He further submits that if pre-arrest bail is granted to the petitioner, he may commit the similar offence again and thereby cause law and order problem. Accordingly, he prays to dismiss this Criminal Original Petition.

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

7. Admittedly, no one was injured in this case. Considering the nature of offence allegedly committed by the petitioner, this Court is of the view 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. Considering the same, and with a view to give one more 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 bail in the event of his arrest or in the event of his surrender before the learned Judicial Magistrate III, Tirunelveli District, within a period of 15 days from the date on which the order copy is made ready, on



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executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) 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 III, Tirunelveli District;

(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 III, Tirunelveli District, shall obtain a copy of any one of identity proofs to ensure their identity;

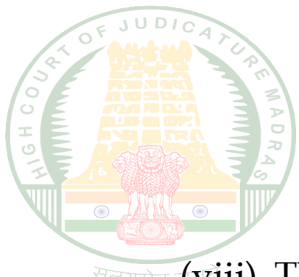
(iii) The petitioner shall appear and sign before the respondent-Police daily at 10.30 a.m., and 06.00 p.m., until further orders;

(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 III, Tirunelveli District;



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

(ix) On breach of any of the aforementioned conditions, the learned Judicial Magistrate III, Tirunelveli District, or Trial Court, as the case may be, is entitled to pass appropriate orders against the petitioner in accordance with law as if the 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/-
23/04/2025

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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 III, Tirunelveli District.
- 2.Do through The Chief Judicial Magistrate,Tirunelveli.
- 3.The Inspector of Police,Tirunelveli Taluk Police Station,Tirunelveli District.
- 4.The Additional Public Prosecutor,Madurai Bench of Madras High Court, Madurai.



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WEB COPY +1 CC to M/s.R.MUTHURAM, Advocate (SR-4763[I] dated 25/04/2025)

ORDER IN
CRL OP(MD) No.6888 of 2025
Date :23/04/2025

PP/22.05.2025 6P/5C

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