



CRL OP(MD). No.7114 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.7114 of 2025

P.Ponsekar,
S/o.Paul Nadar

... Petitioner/ A3

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Trichy City Contonment Police Station,
Trichy.
(Crime No.206 of 2025)

... Respondent/Complainant

For Petitioner : Mr.T.T.Nishanth,
Advocate

For Respondent : Mr.M.Karunanithi,
Government Advocate
(Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



CRL OP(MD). No.7114 of 2025

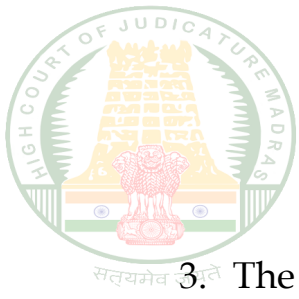
PRAYER:-

For Anticipatory Bail in Crime No.206 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 the offences punishable under Sections 318(4), 319(2), 238, 240 and 242 of BNS, 2023 in Crime No.206 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 09.04.2025, at about 11.30 a.m., the petitioner/A3, while driving a Toyota Innova car bearing Registration No. TN-09-BL-0008, hit a motorcycle, resulting in the death of two riders, and fled away from the scene. It is further alleged that instead of surrendering, the petitioner/A3 arranged his friend and driver to provide false information before the respondent police that the 1st accused, who is the driver, is the responsibility for the accident. However, upon interrogation, the 1st accused admitted that the petitioner/A3 was the actual driver at the time of the accident and had instructed him to cover up the incident. Hence, the present case.



CRL OP(MD). No.7114 of 2025

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3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution. He further submitted that A1 and A2 were arrested and subsequently released on bail by the learned Principal District and Sessions Judge, Tiruchirappalli in Crl.M.P.Nos.1735 and 1648 of 2025, dated 30.04.2025 and 24.04.2025, respectively. He, however, submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Crl. side) submits that there are totally three accused persons in this case and the petitioner has been arrayed as A3. A1 and A2 were arrested and subsequently released on bail by the learned Principal District and Sessions Judge, Tiruchirappalli in Crl.M.P.Nos.1735 and 1648 of 2025, dated 30.04.2025 and 24.04.2025, respectively. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case, the nature of the offence, and also taking note of the fact that the co-accused were



CRL OP(MD). No.7114 of 2025

arrested and subsequently released on bail, and that as the date of registration of FIR is 10.04.2025, by this time most of the investigation might have been completed, and custodial interrogation of the petitioner is not necessary at this stage, this court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. 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 No.II, Tiruchirappalli District, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five 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 Judicial Magistrate No.II, Tiruchirappalli District, 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 furnish his residential address and mobile number to the learned Judicial Magistrate No.II, Tiruchirappalli District. In the event of any change in his residential address, the petitioner shall report the same to the learned



CRL OP(MD). No.7114 of 2025

Judicial Magistrate No.II, Tiruchirappalli District;

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(c) the petitioner shall report before the respondent police daily twice i.e. at 10.00 a.m. and 5.00 p.m. for a period of 15 days and thereafter, the petitioner shall report before the Inspector of Police, Kolathur Police Station, Chennai daily at 10.30 a.m. until further orders;

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioner shall not abscond either during investigation or trial;

(f) 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;

(g) if the accused/petitioner thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
04/08/2025

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



CRL OP(MD). No.7114 of 2025

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TO

- 1.The Judicial Magistrate No.II,
Tiruchirappalli District.
2. Do through the Chief Judicial Magistrate,
Trichirappalli District.
- 3.The Inspector of Police,
Trichy City Contonment Police Station,
Trichy.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

COPY TO:

The Inspector of Police,
Kolathur Police Station,
Chennai.

+1. CC to T T NISHANTH Advocate SR.No.48579 Dated:04.08.2025

ORDER
IN
CRL OP(MD) No.7114 of 2025
Date :04/08/2025

PS/SAR.11.08.2025 6P/7C

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