



CRL OP(MD). No.8129 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30.04.2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

CRL OP(MD). No.8129 of 2025

1.Muruganantham

2.Ramkumar

... Petitioners/ Accused Nos.1 & 2

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
K.K.Nagar Police Station,
Trichy City.

Crime No.272 of 2025

... Respondent/Complainant

For Petitioners : Mr.B.Jameel Arasu

For Respondent : Mr.M.Karunanithi,

Government Advocate (Crl.Side)

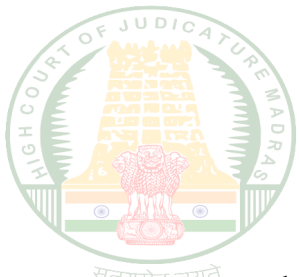
PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS, 2023

PRAYER :-

For Anticipatory Bail in Crime No.272 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 28.04.2025 under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, praying to



CRL OP(MD). No.8129 of 2025

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 alleged offences punishable under Sections 296(b), 329(3), 115(2) and 351(3) of Bharatiya Nyaya Sanhita (BNS), 2023 read with Section 3 of Tamil Nadu Property (Prevention of Damage and Loss) Act, 1992 in Crime No.272 of 2025 on the file of the respondent-police.

3. The case of the prosecution is that due to civil dispute between the petitioners and the defacto complainant, the petitioners have attacked the defacto complainant and threatened him with dire consequences. The petitioners have also caused damages to some properties. Hence, the case.

4. Mr.B.Jameel Arasu, learned counsel appearing for the petitioners submits that the petitioners did not commit any offence as alleged by the prosecution and they have been falsely implicated in this case. He however submits that the petitioners are ready to abide any conditions to be imposed by this Court. Hence, he prays for grant of pre-arrest bail to the petitioners.

5. Mr.M.Karunanithi, learned Government Advocate (Crl.Side) appearing for the respondent-police, submits that no one sustained injury in the incident. He further submits that investigation is yet to be completed and prays to dismiss the Criminal Original Petition.



CRL OP(MD). No.8129 of 2025

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

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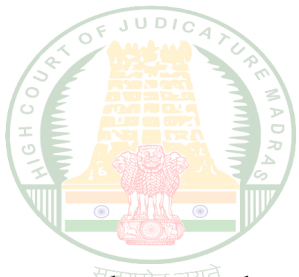
7. The petitioners have permanent residence and deep roots in the society and therefore, there is less possibility of absconding. Considering the same and considering the fact that no one sustained injury in this case and with a view to give an opportunity to the petitioners to reform themselves, this Court is inclined to grant an order of pre-arrest bail to the petitioners subject to the following conditions:

(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.II, Trichy District, 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) each 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 No.II, Trichy 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 shall obtain a copy of any one identity proof of each surety to ensure their identity;

(iii) The petitioners shall appear and sign before the respondent-Police daily at 10.00 a.m. until further orders;

(iv) The petitioners shall deposit a sum of Rs.30,000/- (Rupees Thirty



CRL OP(MD). No.8129 of 2025

Thousand only)
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each to the credit of Crime No.272 of 2025 before the learned Judicial Magistrate No.II, Trichy District, without prejudice to their rights and contentions before the Trial Court and produce the receipt/acknowledgment before the concerned Court while executing sureties. On such deposit, the said Magistrate is directed to deposit the said amount in any one of the Nationalized Banks in a fixed deposit scheme initially for a period of one year and thereafter, renew the same till the conclusion of trials. The Magistrate / Trial Judge can decide the entitlement of said deposit money on its final order / Judgment.

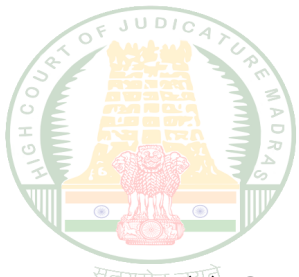
(v) The petitioners shall make themselves available for interrogation by police as and when required;

(vi) The petitioners 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 them from disclosing such facts to the Court or to any police officer;

(vii) The petitioners shall not leave India without prior permission of the Court;

(viii) The petitioners shall furnish their residential address and mobile number to the learned Judicial Magistrate No.II, Trichy District;

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



CRL OP(MD). No.8129 of 2025

WEB COPY

(x) On breach of any of the aforementioned conditions, concerned Magistrate, or Trial Judge 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/-

30/04/2025

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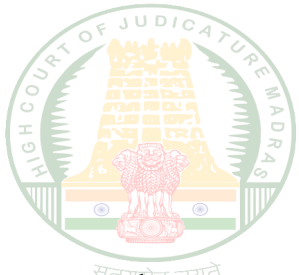
Sub-Assistant Registrar
(C.S.I /II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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TO

1.The Judicial Magistrate No.II,
Trichy District.

2.Do Through
The Chief Judicial Magistrate,
Trichy District.



CRL OP(MD). No.8129 of 2025

3.The Inspector of Police,
K.K.Nagar Police Station,
Trichy City.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.B.JAMEEL ARASU, Advocate (SR-5258[I] dated 30/04/2025)

CRL OP(MD) No.8129 of 2025
Date : 30.04.2025

BV(27/05/2025) 6P/ 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.