



CRL OP(MD)No.8426 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08.05.2025

PRESENT

The HONOURABLE MR. JUSTICE M.JOTHIRAMAN

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Sankaran

... Petitioner

Vs

The State of Tamil Nadu
Rep. by the Inspector of Police,
Palayamkottai Police Station,
Tirunelveli District.

... Respondent

For Petitioner : Mr.T.Lenin Kumar

For Respondent : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.205 of 2025 on the file of the respondent police.



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ORDER : The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 296(b), 351(2) of the Bharatiya Nyaya Sanhita (BNS), 2023 and Section 4 of the TNPHW Act, in Crime No.205 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 23.04.2025, due to a dispute with regard to the encroachment of temple land, the defacto complainant's husband gave a complaint against the accused persons, for which, the petitioner went to the defacto complainant's house and asked as to why her husband gave complaint against them and abused her in filthy language and threatened her with dire consequences. Hence, the case.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further submits that the petitioner is aged about 70 years old. Therefore, he seeks to grant anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor submits that on the previous day of occurrence, the petitioner attempted to attack the defacto complainant's husband, for which, a case in Crime No.201 of 2025 has been registered. Due to that enmity, the petitioner came to the house of the defacto complainant and abused her in filthy



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language and threatened her with dire consequences. However, no one was injured
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in this case.

5. Considering the nature of the allegations and also considering the fact that no one was injured in this case, this court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on anticipatory 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.I, Tirunelveli, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten 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 Magistrate concerned, 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 report before the respondent Police daily at 10.30 a.m. until further orders.

[c] the petitioner shall not tamper with evidence or witness either during



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investigation or trial.

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[d] the petitioner shall not abscond either during investigation or trial.

[e] 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 petitioners 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].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS 2023.

sd/-
08/05/2025

/ TRUE COPY /

/06/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

OGY
TO

1. THE JUDICIAL MAGISTRATE NO.I,
TIRUNELVELI.

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



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3. THE INSPECTOR OF POLICE,
PALAYAMKOTTAI POLICE STATION,
TIRUNELVELI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.8426 of 2025
Date :08/05/2025

HPS/03.06.2025 /5P/5C

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