



CRL OP(MD)No.8564 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

CRL OP(MD)No.8564 of 2025

Mala

... Petitioner

Vs

State of Tamilnadu,
Through the Inspector of Police,
Pappanadu Police Station,
Thanjavur District.
(Crime No.128 of 2025)

... Respondent

For Petitioner : Mr.P.Kandasamy

For Respondent : Mr.B.Thanga Aravindh

Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.128 of 2025 on the file of the respondent police.



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ORDER: The Court made the following order :-

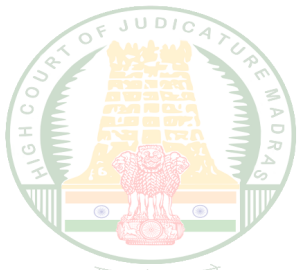
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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under sections 296(b) and 118(1) of BNS in Crime No.128 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 04.05.2025, there was a quarrel between the petitioner and the defacto complainant who is the petitioner's brother in law. During the quarrel, the petitioner pelted a stone at the defacto complainant and he sustained injury on his head. Hence, the complaint.

3. The learned Counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He therefore prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the petitioner and the defacto complainant are close relatives. The petitioner / accused abused and attacked the defacto complainant with stone and also threatened the defacto complainant with dire



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consequences. The defacto complainant was injured and then discharged from the hospital. Further, two previous cases are pending against the petitioner.

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5. Considering the fact that the injured person has been discharged from the hospital, this Court is inclined to enlarge the petitioner on anticipatory bail with certain conditions.

6. Accordingly, the petition is allowed and 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, Orathanadu, 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.



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[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 investigation or trial.

[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

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/05/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

Tmg



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TO
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1.THE JUDICIAL MAGISTRATE,
ORATHANADU.

2.DO THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT @ KUMBAKONAM.

3.THE INSPECTOR OF POLICE,
PAPPANADU POLICE STATION,
THANJAVUR DISTRICT.

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

+1 CC to M/s.P.KANDASAMY, Advocate (SR-5340[I] dated 08/05/2025)

ORDER
IN

CRL OP(MD) No.8564 of 2025

Date :08/05/2025

HPS/19.05.2025 /5P/6C

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