



CRL OP(MD). No.8991 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 28/05/2025

PRESENT

The HONOURABLE MS. JUSTICE R.POORNIMA

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A.Harshan,
S/o.Arumugam,
12J, Poonthotta Nagar,
Sempoorani Road,
Avaniyapuram,
Madurai – 625 012.

... Petitioner/ Accused No.5

Vs

The State of Tamilnadu,
Rep. by the Inspector of Police,
Anna Nagar Police Station,
Madurai City.
(Crime No.361/2025).

... Respondent/Complainant

For Petitioner : Ms.S.Muthu Meena,
Advocate.

For Respondent : Mr.A.S.Abul Kalaam Azad,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No. 361 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/Accused No.5, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 329(4), 296(b), 118(1), 109 and 351(3) of BNS, 2023 in Crime No.361 of 2025 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that A1 and the defacto complainant had previous enmity with each other. On 19.04.2025, the petitioner and other accused had gone to the occurrence spot and attacked the defacto complainant with Arival and knife, and also threatened with dire consequences. Hence, a case has been registered.

3. The learned counsel appearing for the petitioner would submit that he is only a friend of the accused and he is not involved in the offences, and a false case has been foisted against the petitioner, who is a college student. He would further submit that the petitioner would cooperate for interrogation and he will not abscond. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Crl. Side) would submit that the vehicle belonging to the petitioner / A5 was used for the said occurrence and there is no overt act against this accused. He would further submit that the injured person has also been discharged from the hospital. However, he objected to grant anticipatory bail to the petitioner.



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5. Taking into consideration of the facts and circumstances of the case and also the fact that the petitioner has also assured that he would cooperate for the interrogation and he will not abscond and the injured person has also been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner, with 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.VI, Madurai 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 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 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;

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

sd/-
28/05/2025

/ TRUE COPY /

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

MAC

TO

1 THE JUDICIAL MAGISTRATE NO.VI,
MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, MADURAI DISTRICT.

3 THE INSPECTOR OF POLICE,
ANNA NAGAR POLICE STATION,
MADURAI CITY.



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

+1 CC to M/s.S.MUTHUMEENA, Advocate (SR-5802[I] dated 28/05/2025)

ORDER
IN
CRL OP(MD) No.8991 of 2025
Date :28/05/2025

SA/SAR. /02.06.2025/5P/6C

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