



CRL OP(MD). No.9069 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 13/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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1.Binoj,
S/o.Dharmalingam

2.Anish @ Anish Dhanulingam Radha,
S/o.Dhanulingam

... Petitioners/ A1 & A4

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Pudukadai Police Station,
Kanyakumari District.
(Crime No.209 of 2025)

... Respondent/Complainant

For Petitioners : Mr.Malaiyendran.V,
Advocate

For Respondent : Mr.S.Prakash,
Government Advocate
(Criminal Side)

<https://www.mhc.tn.gov.in/juds> PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER :-

For Anticipatory Bail in Crime No.209 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/A1 & A4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 296(b), 115(2), 118(1) and 351(3) of BNS, 2023 in Crime No.209 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 08.05.2025, while the de-facto complainant was standing near the office of a temple at Kootalamoodu, one of the accused looked at him with intense anger. When the de-facto complainant questioned this, the accused persons abused him in filthy language, assaulted him, and threatened him with dire consequences. Hence, the case.

3. The learned counsel for the petitioners submitted that it is a case, case in counter. The petitioners are innocent persons and did not commit any offence as alleged by the prosecution, and have been falsely implicated in this case. He



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however submits that the petitioners are ready to abide by any conditions to be imposed by this Court. Hence, he seeks anticipatory bail to the petitioners.

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4. The learned Government Advocate (Criminal Side) submitted that there are totally nine accused persons in this case and the petitioners have been arrayed as A1 and A4. He further submitted that the injured was discharged from the hospital on 10.05.2025. However, he opposed to grant anticipatory bail to the petitioner .

5. Considering the facts and circumstances of the case, and also considering the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of their arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Valliyur on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate, Valliyur and on further conditions



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(a) the petitioners 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 petitioners shall furnish their residential address and mobile number to the learned Judicial Magistrate, Valliyur. In the event of any change in their residential address, the petitioners shall report the same to the learned Judicial Magistrate, Valliyur;

(c) the petitioners shall report before the respondent police daily at 10.30 a.m., until further orders;

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

(e) the petitioners 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 petitioners 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]; and;

(g) if the accused thereafter abscond, a fresh FIR can be registered under



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Section 269 of BNS, 2023.

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

MKN

TO

1.THE JUDICIAL MAGISTRATE,
VALLIYUR.

2.DO THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI.

3.THE INSPECTOR OF POLICE,
PUDUKADAI POLICE STATION,
KANNIYAKUMARI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.9069 of 2025
Date :13/06/2025

HPS/26.06.2025 /5P/5C

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