



CRL OP(MD). No.9383 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/06/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

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1. Christoper

2. Sandiyar @ Antony Rayappan

... Petitioners/ Accused

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Koodangulam Police Station,
Tirunelveli District.
FIR No.249/2025.

... Respondent/Complainant

For Petitioners : Mr.R. Manoj Kumar
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.249/2025 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners / accused, who apprehend arrest at the hands of the respondent police for the offence punishable under Sections 296(b), 118(1), 351(3) of BNS, 2023 and r/w. Section 4 of Tamil Nadu Prohibition of Harassment of Women



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Act, 2002 in Crime No.249 of 2025, on the file of the respondent police, seek
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anticipatory bail.

2. The case of the prosecution is that due to the land dispute arose between the parties, on 28.04.2025 at about 2.00 pm, the petitioners herein went to the house of the defacto complainant and attacked him with knife and also threatened him with dire consequences. Upon hearing the screams, the neighbours of the defacto complainant rushed to the spot, then the petitioners fled from the scene of occurrence. Hence, the complaint.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution and their names have been falsely implicated in this case and he prays for granting anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police submitted that it is a case in counter and no one has sustained injury in the said occurrence. He further contended that the investigation of the case is still pending and hence, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration the facts and circumstances of the case and also the fact that it is a case in counter and also taking into consideration of the fact that no one has sustained injury in the said occurrence, this Court is inclined to grant



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anticipatory bail to the petitioners subject to the following conditions:

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6. Accordingly, the petitioners are ordered to be released on bail in the event of 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, Radhapuram, 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 learned Magistrate concerned and on further conditions that:

[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 Aadhaar card or bank pass book to ensure their identity.

[b] the petitioners shall appear and sign before the respondent police daily at 10.30 a.m., until further orders;

[c] the petitioners shall not tamper with the evidence or witness either during investigation or trial.

[d] the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners is released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble



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Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**.

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

sd/-
05/06/2025

/ TRUE COPY /

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

TRP
TO

1 THE JUDICIAL MAGISTRATE,
RADHAPURAM,

2 DO-THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
THIRUNELVELI DISTRICT.

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

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

ORDER
IN

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Date :05/06/2025

NM/10.06.2025 4P/5C

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