



CRL OP(MD). No.10171 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 18/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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Krishnan,  
S/o.Muthuveeran

... Petitioner/Sole Accused

Vs

The State of Tamil Nadu,  
Rep. by the Inspector of Police,  
Silaiman Police Station,  
Madurai District.  
(Crime No.105 of 2025)

... Respondent/Complainant

For Petitioner : Mr.R.Karunanidhi,  
Advocate

For Respondent : Mr.M.Karunanithi,  
Government Advocate  
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER:-

For Anticipatory Bail in Crime No.105 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 303(2) and 351(2) of BNS, 2023 in Crime No.105 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 23.04.2025, the accused stole the boundary stones that had been placed on the de-facto complainant's property. Hence, the present case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent persona and has not committed any offence as alleged by the prosecution. He has been falsely implicated in this case. In fact, the petitioner has filed a civil suit against the de-facto complainant before the learned District Munsif, Melur in O.S.No.498 of 2013, which is still pending. He however submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.



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4. The learned Government Advocate (Criminal Side) submitted that the issue pertains to a land dispute. The petitioner is the sole accused in this case, and there are six previous cases against the petitioner. He further submitted that no one has sustained any injuries. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, and taking note of the fact that a civil dispute is already pending between the petitioner and the de-facto complainant, and that no one has sustained any injuries, and that as the date of occurrence is 05.12.2024, by this time most of the investigation might have been completed, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.II, Madurai 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



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respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.II, Madurai and on further conditions 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 furnish his residential address and mobile number to the learned Judicial Magistrate No.II, Madurai. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate No.II, Madurai;

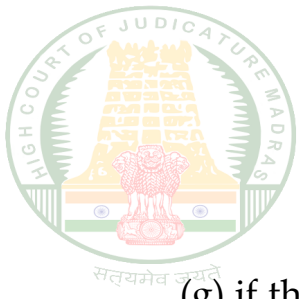
(c) the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

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

(e) the petitioner 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 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;



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

269 of BNS, 2023.

sd/-

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/07/2025

Sub-Assistant Registrar (C.S. I / II / III / IV)

Madurai Bench of Madras High Court,

Madurai - 625 023.

MKN

TO

1 THE JUDICIAL MAGISTRATE NO.II  
MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE  
MADURAI.

3 THE INSPECTOR OF POLICE,  
SILAIMAN POLICE STATION,  
MADURAI DISTRICT.

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

+1 CC to M/s.R.KARUNANIDHI, Advocate ( SR-6568[I] dated 20/06/2025 )

ORDER

IN

CRL OP(MD) No.10171 of 2025

Date :18/06/2025

SS/SAR- /01/07/2025/ 5P/6C

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