



CRL OP(MD).No.10355 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
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(Criminal Jurisdiction)

Date : 23.06.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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1.Vikram

2.Palanivel

... Petitioners / Accused

Vs.

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Koomapatti Police Station,
Virudhunagar District.
(Crime No.38 of 2025)

... Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 (BNSS) for Anticipatory Bail in Crime No.38 of 2025
on the file of the respondent police.

For Petitioners : Mr.S.Anandhakumar,
Advocate

For Respondent : Mr.S.Prakash,
Government Advocate



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(Criminal Side)

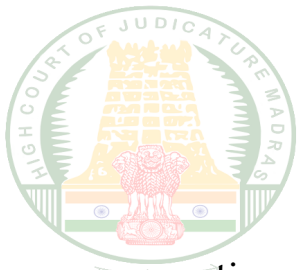
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ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2), 118(2) and 351(3) of the Bharatiya Nyaya Sanhita, 2023, in Crime No.38 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 16.02.2025 at about 01:30 AM, while the defacto complainant was sleeping on a cot in front of his house, he was awakened by the barking of a dog. At that time, the petitioners and other accused persons allegedly pelted stones at the dog. When the defacto complainant questioned their actions, all the accused persons abused him using filthy language, assaulted him with an aruval and a knife, pushed him to the ground, thereby causing injuries, and also criminally intimidated him with threats to his life. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent persons and they have not committed any offence as alleged by the



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prosecution. He would further submit that a false case has been foisted against the
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petitioners. Hence, he seeks anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) would submit that there are totally four accused persons in this case and the petitioners have been arrayed as A2 and A4. He would further submit that the injured person was admitted to the hospital for treatment and was subsequently discharged after undergoing treatment for 28 days. He would further submit that there are one previous case against both the petitioners. He would also submit that the investigation is still pending, and therefore, he opposes the grant of anticipatory bail to the petitioners at this stage.

5. This Court has heard the learned counsel on both sides and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case and taking into consideration the nature of offence allegedly committed by the petitioners and also taking note that by this time most of the investigation might have been completed, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.



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7. 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 Judicial Magistrate, Watrap, Virudhunagar District 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 Judicial Magistrate, Watrap, Virudhunagar District 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 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, Watrap, Virudhunagar District. In the event of any change in their residential address, the petitioners shall report the same to the learned Judicial Magistrate, Watrap, Virudhunagar District.

(c) the petitioners shall report before the respondent police daily at 10.30 a.m.



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until further orders.

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(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].

(g) if the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

8. In the result, this Criminal Original Petition is allowed subject to the conditions stated supra.

sd/-
23/06/2025

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/07/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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TO

- 1.The Judicial Magistrate,
Watrap,
Virudhunagar District.
 2. Do Through The Chief Judicial Magistrate,
Virudhunagar District @ Srivilliputhur.
 - 3.The Inspector of Police,
Koomapatti Police Station,
Virudhunagar District.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- +1 CC to M/s.S.ANANDHAKUMAR, Advocate (SR-6654[I] dated 23/06/2025)

ORDER
IN

CRL OP(MD) No.10355 of 2025
Date :23/06/2025

HPS/09.07.2025 /6P/6C

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