



CRL OP(MD). No.10284 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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1.M.Iruli,
W/o.Murugan

2.Shanthi,
W/o.Ammasi

3.Rajadurai,
S/o.Solairaja

4.Sasikumar,
S/o.Ramar

... Petitioners/ Accused

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Vanniyampatti Vilakku Police Station,
Virudhunagar District.
(Crime No.138 of 2025)

... Respondent/ Complainant

For Petitioners : Mr.K.Sankar,
Advocate

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



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WEB COPY PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.138 of 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 offences punishable under Sections 191(2), 191(3), 126(2), 125, 296(b), 118(1) and 109 of BNS, 2023 r/w. Section 4 of TNPWH Act in Crime No.138 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the de-facto complainant belongs to the Thevar community, and the accused persons belong to the Devendrakula Velalar community. There was a prior enmity between them due to the bursting of crackers near the Thevar statue at Achamthavilthan. In continuation of that incident, on 10.06.2025, at about 9.30 p.m., the accused formed an unlawful assembly and proceeded through the street of the de-facto complainant. When the accused were requested to pass through the usual pathway, the accused attempted to murder the de-facto complainant and his associates by pelting stones at them, thereby causing injuries. Hence, a case has been registered.



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3. The learned counsel appearing for the petitioners submitted that it is a case, case in counter. A case has also been registered against the de-facto complainant in Crime No.140 of 2025 on the file of the respondent police. He further submitted that the petitioners are ready to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Crl. side) submitted that the injured has been discharged from the hospital, and that the co-accused were arrested and subsequently released on bail on 17.06.2025 by the learned Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur in Cr.M.P.No.2015 of 2025. However, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and taking note of the fact that the injured has been discharged from the hospital, and that the co-accused were arrested and subsequently released on bail, this court is inclined to grant anticipatory bail to the petitioners, subject to certain 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 on which the order copy made ready, before the learned Judicial Magistrate No.II, Srivilliputhur, 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 the police officer who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.II, Srivilliputhur, Virudhunagar District, failing which, the petition for anticipatory bail shall stand dismissed and on further condition 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 No.II, Srivilliputhur, Virudhunagar District. In the event of any change in their residential address, the petitioners shall report the same to the learned Judicial Magistrate No.II, Srivilliputhur, Virudhunagar District;

(c) the 1st and 2nd petitioners shall report before the respondent police weekly once i.e. on every Monday at 10.30 a.m., until further orders, and the 3rd and 4th petitioners shall report before the respondent police daily at 10.30 a.m., until further



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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 themselves 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/petitioners thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
20/06/2025

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/07/2025

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

MKN



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TO मेव जयते

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1.THE JUDICIAL MAGISTRATE NO.II,
SRIVILLIPUTHUR, VIRUDHUNAGAR DISTRICT.

2. THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3.THE INSPECTOR OF POLICE,
VANNIYAMPATTI VILAKKU POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

ORDER

IN

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Date :20/06/2025

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