



CRL OP(MD).No.10406 of 2025

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

Date : 24.06.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.10406 of 2025

J.Muthuraman @ Ram

... Petitioner / Accused No.1

Vs.

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Peraiyur Police Station,
Madurai District.
(Crime No.54 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.54 of 2025
on the file of the respondent police.

For Petitioner : Mr.T.Antony Arulraj,
Advocate

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



CRL OP(MD).No.10406 of 2025

ORDER : The Court made the following order :-

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The petitioner, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 126(1), 296(b), 115(2), 118(1) and 351(3) of the BNS, 2023, in Crime No.54 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that, on 12.04.2025 at about 11:30 p.m., the defacto complainant was called by the petitioner under the pretext of resolving a prior dispute. When the defacto complainant reached the vicinity of Kumarapuram School, the petitioner, along with other accused persons, surrounded him, verbally abused him, and assaulted him with knives and wooden sticks. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He would further submit that a false case has been foisted against the petitioner. He would further submit that all the co-accused have been granted anticipatory bail by this Court. 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 petitioner has been arrayed as A1. He would further submit that the injured person has been discharged from the hospital. He would also submit that there are seven previous cases against the



CRL OP(MD).No.10406 of 2025

petitioner and therefore, he opposes the grant of anticipatory bail to the petitioner.

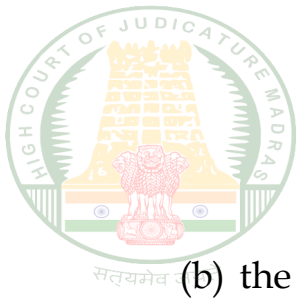
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5. This Court has heard the learned counsel on both sides and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case, the nature of the offence allegedly committed by the petitioner and also taking note of the fact that the co-accused persons have already been granted anticipatory bail by this Court, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. 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 District Munsif cum Judicial Magistrate, Peraiyur 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned District Munsif cum Judicial Magistrate, Peraiyur 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.



CRL OP(MD).No.10406 of 2025

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(b) the petitioner shall furnish his residential address and mobile number to the learned District Munsif cum Judicial Magistrate, Peraiyur. In the event of any change in his residential address, the petitioner shall report the same to the learned District Munsif cum Judicial Magistrate, Peraiyur.

[c] the petitioner shall report before the respondent police daily twice at 10.00 a.m. and 05.00 p.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].

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



CRL OP(MD).No.10406 of 2025

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

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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 District Munsif cum Judicial Magistrate,
Peraiyur.
- 2 THE CHIEF JUDICIAL MAGISTRATE
MADURAI DISTRICT.
- 3.The Inspector of Police,
Peraiyur Police Station,
Madurai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER
IN
CRL OP(MD) No.10406 of 2025
Date :24/06/2025

MK/09.07.2025 5P/5C

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