

CRL OP(MD).No.10384 of 2025

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

Date : 23.06.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.10384 of 2025

1.Ilaiyaraja

2.Santhosh @ Santhoshkumar

3.Selvaganapathi

... Petitioners/ A1, A2 and A4

Vs.

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Thiruvadanai Police Station,
Ramanathapuram District.
(Crime No.105 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.105 of
2025 on the file of the respondent police.

For Petitioners : Mr.R.Vinoth,
Advocate



CRL OP(MD).No.10384 of 2025

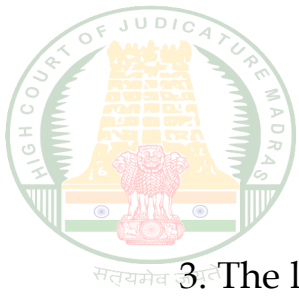
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For Respondent : Mr.S.Prakash,
Government Advocate
(Criminal Side)

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), 351(3) and 118(1) of the Bharatiya Nyaya Sanhita, 2023, in Crime No.105 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 04.06.2025 at about 4:00 PM, the defacto complainant went to witness the Manjuvirattu event held at Karumozhi Village. At that time, a group of youths belonging to the Louis Estar Youth Club were causing hindrance and disturbance to the public. While the defacto complainant was crossing that area, the accused persons allegedly attacked him and left the scene. Later, at around 5:00 PM, after the Manjuvirattu event had concluded, all the accused persons gathered together, abused the defacto complainant using filthy language, and assaulted both the defacto complainant and his uncle with belts and wooden logs. They also issued life threats and caused injuries. Hence, the case.



CRL OP(MD).No.10384 of 2025

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

4. The learned Government Advocate (Criminal Side) would submit that there are totally twenty four accused persons in this case and the petitioners have been arrayed as A1, A2 and A4. He would further submit that the injured person was admitted to the hospital for treatment and was subsequently discharged. He would further submit that there are no previous cases against 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



CRL OP(MD).No.10384 of 2025

also taking note that there are no previous cases against the petitioners, this Court is
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inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

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



CRL OP(MD).No.10384 of 2025

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

(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.



CRL OP(MD).No.10384 of 2025

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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,
Thiruvadanai,
Ramanathapuram District.
2. Do Through The Chief Judicial Magistrate,
Ramanathapuram District.
- 3.The Inspector of Police,
Thiruvadanai Police Station,
Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER
IN
CRL OP(MD) No.10384 of 2025
Date :23/06/2025

HPS/10.07.2025 /6P/5C

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