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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 26/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.10707 of 2025

1.Manikandan,
S/o.Govindaraj

2.Govindaraj,
S/o.Dharmalingam

3.Mala,
W/o.Annadurai

4.Surendar,
S/o.Ramesh

5.Alamelu Mangai,
W/o.Ramesh

... Petitioners/ A1 to A5

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Medical College Police Station,
Thanjavur District.
(Crime No.294 of 2025)

... Respondent/Complainant



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For Petitioners : Mr.K.M.Karunakaran,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

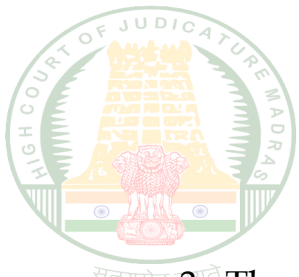
PRAYER :-

For Anticipatory Bail in Crime No.294 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ A1 to A5, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 115(2), 118(2), 351(3) and 303 (2) of BNS, 2023 in Crime No.294 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the de-facto complainant and the petitioners reside in the same locality. Due to previous disputes between them, on 08.06.2025, at about 05.00 p.m., the petitioners allegedly abused the de-facto complainant, assaulted him, and threatened him with dire consequences. Hence, the present case.



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3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and have not committed any offence as alleged by the prosecution. Due to previous enmity, the de-facto complainant has lodged the present false complaint against the petitioners in order to wreak vengeance. He, however, submitted that the petitioners are ready to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail for the petitioners.

4. The learned Government Advocate (Criminal Side) submitted that there are totally five accused persons in this case. There are no previous cases registered against the petitioners. He further submitted that the injured has been discharged from the hospital. However, he opposed the grant of anticipatory bail to the petitioners.

5. Considering the facts and circumstances of the case, and also taking note of the fact that there are no previous cases registered against the petitioners, and that the injured has already been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of



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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 learned Judicial Magistrate No.2, Thanjavur 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 learned Judicial Magistrate No.2, Thanjavur and on further conditions that:

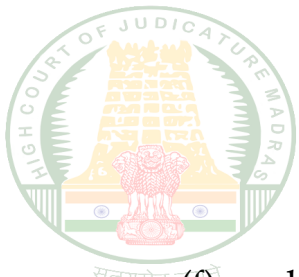
(a) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall furnish their residential address and mobile number to the learned Judicial Magistrate No.2, Thanjavur. In the event of any change in their residential address, the petitioners shall report the same to the learned Judicial Magistrate No.2, Thanjavur;

(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;



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(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]*; and;

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

sd/-
26/06/2025

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

MKN

TO

1 THE JUDICIAL MAGISTRATE NO.2
THANJAVUR.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
THANJAVUR DISTRICT AT KUMBAKONAM.

3 THE INSPECTOR OF POLICE,
MEDICAL COLLEGE POLICE STATION,
THANJAVUR DISTRICT.

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



WEB COPY +1 CC to M/s.K.M.KARUNAKARAN, Advocate (SR-6821[I] dated 26/06/2025)

ORDER
IN
CRL OP(MD) No.10707 of 2025
Date :26/06/2025

SS/SAR- /08/07/2025/ 6P/6C

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