

CRL OP(MD). No.10713 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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A.Pandi,

S/o.Arumugathevar

... Petitioner/ Accused

Vs

The State of Tamil Nadu,

Rep. by the Inspector of Police,

Periyakulam Police Station,

Theni District.

(Crime No.47 of 2025)

... Respondent/ Complainant

For Petitioner : Ms.Dharani Devi.K,

Advocate

For Respondent : Mr.S.Prakash,

Government Advocate

(Criminal Side)

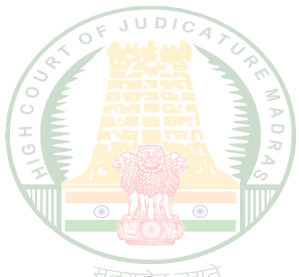
PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.47 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 331(3) and 305(a) of



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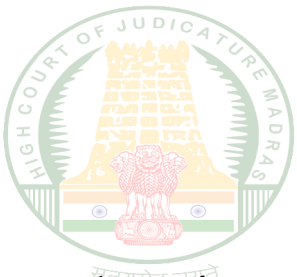
BNS, 2023 in Crime No.47 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the de-facto complainant and the petitioner are known to each other through business dealings. It is alleged that on 01.03.2025, the accused trespassed into the de-facto complainant's house and stole household articles worth Rs.52,500/-. Hence, the present case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution. He further submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that the petitioner is the sole accused in this case. Both the accused and the de-facto complainant are engaged in the brokerage business. Since the accused had not received the commission amount, he trespassed into the de-facto complainant's house and stole articles worth Rs.52,500/-. He further submitted that there are no previous cases registered against the petitioner. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, and taking note of the fact that there are no previous cases registered against the petitioner, and that as the



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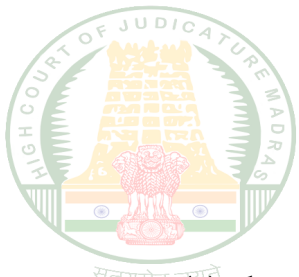
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date of registration of F.I.R. is 14.03.2025, by this time most of the investigation might have been completed, and that the complaint was lodged only after the lapse of 13 days from the date of occurrence, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. 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 Judicial Magistrate, Periyakulam, Theni District 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 Judicial Magistrate, Periyakulam, Theni District 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;

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



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(c) the petitioner shall report before the respondent police daily at 10.30 a.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]; and;

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

sd/-

03.07.2025

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Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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- TO
- 1.The Judicial Magistrate Court,
Periyakulam, Theni District.
 2. To Through: The Chief Judicial Magistrate,
Periyakulam, Theni District.
 - 3.The Inspector of Police,
Periyakulam Police Station,
Theni District.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.10713 of 2025

Date : 03/07/2025

KM (24.07.2025)/5P/5C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.