



CRL OP(MD). No.10714 of 2025

WEB COPY

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.10714 of 2025

Mahendran,
S/o.Kartheesan

... Petitioner/ Accused

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Thisayanvilai Police Station,
Tirunelveli District.
(Crime No.413 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.N.Ananda Kumar,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.413 of 2025 on the file of the Respondent Police.



CRL OP(MD). No.10714 of 2025

WEB COPY

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 329(4), 296(b), 118(1) and 351(3) of BNS, 2023 in Crime No.413 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 16.06.2025, at about 5.45 p.m., when the de-facto complainant was working in a mechanic shed located near TASMACH, Udangudi, the accused trespassed into the shed and urinated. When the de-facto complainant shouted at him, a scuffle ensued between them, and the petitioner allegedly threatened the de-facto complainant with dire consequences. Hence, a case has been registered.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person, and is in no way connected with the alleged occurrence as stated by the prosecution. He has been falsely implicated in this case. Hence, he seeks anticipatory bail.



CRL OP(MD). No.10714 of 2025

WEB COPY

4. The learned Government Advocate (Crl. side) submits that the petitioner is the sole accused in this case, and the petitioner attacked the de-facto complainant using beer bottles. There are no previous cases registered against the petitioner. He further submitted that the injured has been discharged from the hospital. However, he opposed to grant anticipatory bail to the petitioner.

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 there are no previous cases registered against the petitioner, and that the injured has already been discharged from the hospital, this court is inclined to grant anticipatory bail to the petitioner, with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Rathapuram, 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 the police officer who intends to arrest or to the satisfaction of the learned Judicial Magistrate, Rathapuram, failing which, the petition for



CRL OP(MD). No.10714 of 2025

anticipatory bail shall stand dismissed and on further condition that:

WEB COPY

(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;

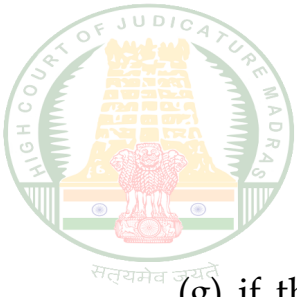
(b) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Rathapuram. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Rathapuram;

(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;



CRL OP(MD). No.10714 of 2025

WEB COPY

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

sd/-
26/06/2025

/ TRUE COPY /

/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
RATHAPURAM.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
TIRUNELVELI

3 THE INSPECTOR OF POLICE,
THISAYANVILAI POLICE STATION,
TIRUNELVELI DISTRICT.

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

ORDER
IN

CRL OP(MD) No.10714 of 2025
Date :26/06/2025

SS/SAR- /09/07/2025/ 5P/5C

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