



CRL OP(MD). No.11146 of 2025

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

Date : 02/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.11146 of 2025

1.Gopal

2.Murugeswari

3.Prakash

... Petitioners/ A2 to A4

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Thevaram Police Station,
Theni District.
(Crime No.89 of 2025)

... Respondent/Complainant

For Petitioners : Mr.A.Arputharaj,
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.89 of 2025 on the file of the Respondent Police.



CRL OP(MD). No.11146 of 2025

ORDER: The Court made the following order :-

WEB COPY

The petitioners/A2 to A4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 115(2), 118(1) and 109 of BNS in Crime No.89 of 2025 on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that due to previous enmity, the petitioners along with other accused destroyed the complainant's agricultural field, when the same was questioned by the defacto complainant, the petitioners attacked the defacto complainant and caused injuries and also threatened with dire consequences. Hence, the complaint.

3.The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. He further submitted that the case in counter in Crime No.90 of 2025 is pending.

4.The learned Government Advocate (Criminal Side) submits that the injured was treated as outpatient and the investigation has been completed.



CRL OP(MD). No.11146 of 2025

WEB COPY

5. Considering the facts and circumstances of the case, and taking into account of the fact that the injured was treated as outpatient and the case in counter case is registered in Crime No.90 of 2025 against the defacto complainant, 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 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, Bodinayakanur, Theni District, on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five 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, Bodinayakanur, Theni 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, Bodinayakanur, Theni District. In the event of any change in his residential address, the petitioners shall report the same to the learned



CRL OP(MD). No.11146 of 2025

Judicial Magistrate, Bodinayakanur, Theni District;

WEB COPY

(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]; and;

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

sd/-
02/07/2025

/ TRUE COPY /

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

das



CRL OP(MD). No.11146 of 2025

To
WEB COPY

- 1.The Judicial Magistrate,
Bodinayakanur, Theni District.
 - 2.Do Through – The Chief Judicial Magistrate, Theni District.
 - 3.The Inspector of Police,
Thevaram Police Station,
Theni District.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- +1 CC to M/s.A.ARPUTHARAJ, Advocate (SR-7076[I] dated 03/07/2025)

ORDER
IN
CRL OP(MD) No.11146 of 2025
Date :02/07/2025

SB/16.07.2025 5P/6C

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