



CRL OP(MD). No.11611 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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and

CRL MP(MD). No.9365 of 2025

1.S.Ayyanar,
S/o.Samayan

2.S.Banu,
W/o.Saravanan

3.B.Murugeswari,
W/o.Balamurugan

... Petitioners/ A2, A3 & A4

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Thiruparankundram City Police Station,
Madurai District.
(Crime No.349 of 2025)

... Respondent/ Complainant

For Petitioners : Mr.K.Rajeshwaran,
Advocate

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

For Intervenor : Mr.K.Sureshkumar,
Advocate

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

<https://www.mhc.tn.gov.in/juds>



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PRAYER:-

For Anticipatory Bail in Crime No.349 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/A2, A3 & A4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2) and 353(3) of BNS, 2023 in Crime No.349 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to a wordy quarrel between the accused persons and the de-facto complainant, it is alleged that the 1st accused threw a stone at the de-facto complainant. Hence, the present case.

3. The learned counsel appearing for the petitioners submitted that the petitioners and the de-facto complainant reside in the same locality and are neighbours. There was merely a wordy quarrel between them regarding the installation of a pipeline near their house. Due to previous enmity, the de-facto complainant has lodged the present false complaint against the petitioners. He submitted that A1 was arrested and subsequently released on bail by the learned Judicial Magistrate No.VI, Madurai on 16.07.2025 in CrI.M.P.No.4789 of 2025. He further submitted that the petitioners are innocent persons and have not committed



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any offence as alleged by the prosecution. He, however, submitted that the petitioners are willing to abide by any conditions that may be imposed by this Court.

Hence, he seeks anticipatory bail for the petitioners.

4. The learned counsel for the intervenor submitted that the petitioners attacked the de-facto complainant and caused grievous injuries to him. He further submitted that if the petitioners are granted anticipatory bail, they may be directed to appear before some other police station. Hence, he strongly opposed to grant anticipatory bail to the petitioners.

5. The learned Government Advocate (Crl. side) submitted that there are totally four accused persons in this case and the petitioners have been arrayed as A2, A3 and A4. A1 was arrested and subsequently released on bail by the learned Judicial Magistrate No.VI, Madurai on 16.07.2025 in Crl.M.P.No.4789 of 2025. There are no previous cases registered against the petitioners. He further submitted that the injured has been discharged from the hospital. However, he opposed to grant anticipatory bail to the petitioners.

6. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and also taking note of the fact that the injured has been discharged from the hospital, and that the co-accused was arrested and subsequently released on bail, and that there are no previous cases registered against the



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petitioners, this court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

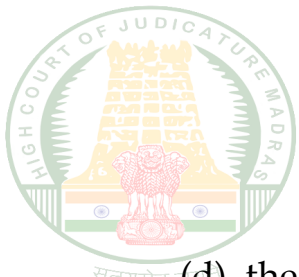
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7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.6, Madurai, 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 the police officer who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.6, Madurai, failing which, the petition for anticipatory bail shall stand dismissed and on further condition 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.6, Madurai. In the event of any change in their residential address, the petitioners shall report the same to the learned Judicial Magistrate No.6, Madurai;

(c) the petitioners shall report before the Inspector of Police, Thideer Nagar Police Station, Madurai daily at 10.00 a.m. until further orders;



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(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 themselves 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/petitioners thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

8. Accordingly, this Criminal Original Petition is allowed. Consequently, the connected Criminal Miscellaneous Petition is closed.

sd/-
23/07/2025

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/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.6,
Madurai

<https://www.mhc.tn.gov.in/judis>



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2 Do Through the Chief Judicial Magistrate,
Madurai District.

3 The Inspector of Police,
Thiruparankundram City Police Station,
Madurai District.

4 The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:
The Inspector of Police,
Thideer Nagar Police Station,
Madurai District.

+1 CC to M/s.K.RAJESHWARAN, Advocate (SR-7958[I] dated 23/07/2025)

ORDER
IN

CRL OP(MD) No.11611 of 2025

Date :23/07/2025

AS/22.08.2025/6P/7C

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