



CRL OP(MD). No.12177 of 2025

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

Date : 14/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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Selvam @ Anandhaselvam,
S/o.Backiasamy

... Petitioner/ A1

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Uthappanayakanur Police Station,
Madurai District.
(Crime No.3 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.S.Balaji,
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.3 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ A1, who apprehends arrest at the hands of the respondent police



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for the offences punishable under Sections 105 and 238(a) of BNS, 2023 in Crime

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No.3 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the deceased was the nephew of the de-facto complainant. On 13.01.2025, at about 8.30 a.m., the de-facto complainant received information that his nephew was found dead near the Kanmai (water body) in the village. A goat was also found dead nearby. The de-facto complainant, along with other relatives, rushed to the place of occurrence and noticed that the deceased had died due to electrocution. It is alleged that the accused had illegally installed an electric fence around his agricultural land to prevent the entry of wild boars. Unfortunately, the deceased came into contact with the electric fence and died as a result. Hence, a case was registered.

3. The learned counsel appearing for the petitioner submitted that this is the second anticipatory bail application filed before this Court. The petitioner is an innocent person and has not committed any offence as alleged by the prosecution, and that a false case has been foisted against the petitioner. He further submitted that A2 and A3 were arrested and subsequently released on bail by the learned Principal Sessions Judge, Madurai on 24.03.2025 in CrI.M.P.No.1397 of 2025, and A4



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has been granted anticipatory bail by this Court on 24.06.2025 in CrI.O.P.(MD) No.9964 of 2025. He, however, submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Criminal Side), by filing status report, submitted that there are totally four accused persons in this case and the petitioner has been arrayed as A1. A2 and A3 were arrested and subsequently released on bail by the learned Principal Sessions Judge, Madurai on 24.03.2025 in CrI.M.P.No.1397 of 2025, and A4 has been granted anticipatory bail by this Court on 24.06.2025 in CrI.O.P.(MD)No.9964 of 2025. He further submitted that there are no previous cases registered against the petitioner. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case, the nature of the offence, and in view of the change in circumstances that two of the co-accused were arrested and subsequently released on bail, and one of the co-accused was granted anticipatory bail by this Court, and also taking note of the fact that there are no previous cases registered against the petitioner, and that even after the dismissal of the earlier anticipatory bail application on 24.06.2025 with respect to the



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petitioner, the respondent police has not taken any effective steps to secure the
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petitioner, and that as the date of registration of FIR is 13.01.2025, by this time most
of the investigation might have been completed, 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
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 No.II,
Usilampatti, Madurai District, on condition that the petitioner shall execute a bond
for a sum of Rs.25,000/- (Rupees Twenty Five 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 No.II,
Usilampatti, Madurai District, failing which, the petition for anticipatory bail shall
stand dismissed and on further condition 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 No.II, Usilampatti, Madurai District. In the event of



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any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate No.II, Usilampatti, Madurai District;

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

sd/-
14/08/2025

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/09/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TO

- 1 The Judicial Magistrate No.II,
Usilampatti,
Madurai District.
- 2 The Inspector of Police,
Uthappanayakanur Police Station,
Madurai District.
- 3 The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.S.BALAJI, Advocate (SR-8949[I] dated 19/08/2025)

ORDER
IN

CRL OP(MD) No.12177 of 2025

Date :14/08/2025

NM/08.09.2025/ 6P/5C

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