



CRL OP(MD). No.11944 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 13/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.11944 of 2025

Ajith,
S/o.Pandiyan

... Petitioner/ A3

(Name of the petitioner has been amended vide Court dated 29.07.2025 in Crl.M.P.(MD)No.9886 of 2025 in Crl.O.P.(MD)No.11944 of 2025 by PVMJ)

Vs

The State of Tamil Nadu,
Rep. by, the Forest Range Officer,
Cumbum West FRO,
Theni District.
(WLOR No.1 of 2025)

... Respondent/Complainant

For Petitioner : Mr.S.Sundarapandian,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS
<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.11944 of 2025

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PRAYER :-

For Anticipatory Bail in WLOR No.1 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ A3, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 2(1), 2(2), 2(16), 9, 12(a), 24, 36, 37, 39, 42, 44, 50, 51, 52, 56 and 57 of the Wild Life Protection Act in WLOR No.1 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 26.01.2025, at about 7.00 a.m., the Forest Officer, along with his party, found the petitioner and other accused in possession of carcass of deer. Hence, a case was registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution, and that he has been falsely implicated in this case. He further submitted that the 4th and 6th accused were arrested and subsequently released on bail. 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.



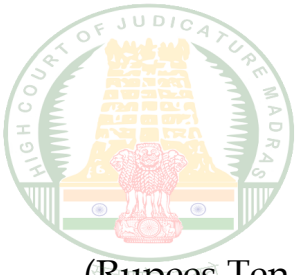
CRL OP(MD). No.11944 of 2025

WEB COPY

4. The learned Government Advocate (Criminal Side) submitted that there are totally six accused persons in this case and the petitioner has been arrayed as A3. A4 and A6 were arrested and subsequently released on bail. All other accused persons are still absconding. 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 taking note of the fact that two of the co-accused were arrested and subsequently released on bail, and that there are no previous cases registered against the petitioner, and that as the date of occurrence is 26.01.2025, 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, Uthamapalayam, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/-



CRL OP(MD). No.11944 of 2025

(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, Uthamapalayam, 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, Uthamapalayam. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Uthamapalayam;

(c) the petitioner shall report before the respondent police/Forest Range Officer daily at 10.30 a.m. until further orders;

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;



CRL OP(MD). No.11944 of 2025

WEB COPY

(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/-
13/08/2025

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/08/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MKN

TO

1 The Judicial Magistrate Court,
Uthamapalayam.

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



CRL OP(MD). No.11944 of 2025

2 The Forest Range Officer,
Cumbum West Fro,
Theni District.

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

ORDER
IN
CRL OP(MD) No.11944 of 2025
Date :13/08/2025

NM/28.08.2025/ 6P/4C

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