



CRL OP(MD). No.12035 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.12035 of 2025

Ganesh Kumar,
S/o.Sekar

... Petitioner/ A1

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Mallanginar Police Station,
Virudhunagar District.
(Crime No.140 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.R.Vignesh,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



CRL OP(MD). No.12035 of 2025

PRAYER :-

WEB COPY

For Anticipatory Bail in Crime No.140 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 for the offences punishable under Sections 191(2), 296(b), 118(1) and 351(3) of BNS, 2023 in Crime No.140 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 07.07.2025, at about 10.45 p.m., during the temple festival, a verbal altercation arose between the de-facto complainant and the accused persons. As a result, the petitioner abused the de-facto complainant using filthy languages, attacked him with a deadly weapon, and also threatened him with dire consequences. Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that this is a case, case in counter. A case has also been registered against the de-facto complainant in Crime No.139 of 2025 on the file of the respondent police. He submitted that the petitioner is an innocent person, and has not committed any offence as alleged by the prosecution. He further submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he



CRL OP(MD). No.12035 of 2025

seeks anticipatory bail for the petitioner.

WEB COPY

4. The learned Government Advocate (Crl. side) submits that this is a case, case in counter, and the petitioner has been arrayed as A1 in this case. He further submitted that the injured has been discharged from the hospital. However, he opposed to grant anticipatory bail to the petitioners.

5. 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 this is a case, case in counter, and that the injured has 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 District Munsif cum Judicial Magistrate, Kariyapatti, 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 District Munsif cum Judicial Magistrate,



CRL OP(MD). No.12035 of 2025

Kariyapatti, failing which, the petition for anticipatory bail shall stand dismissed

WEB COPY

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 District Munsif cum Judicial Magistrate, Kariyapatti. In the event of any change in his residential address, the petitioner shall report the same to the learned District Munsif cum Judicial Magistrate, Kariyapatti;

(c) the petitioner shall report before the respondent police daily at 05.00 p.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 herself 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.12035 of 2025

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

sd/-
21/07/2025

/ TRUE COPY /

/08/2025

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

mkkn

TO

- 1.The District Munsif cum Judicial Magistrate,
Kariyapatti.
2. Do through the Chief Judicial Magistrate,
virudhunagar@ Srivilliputhur.
- 3.The Inspector of Police,
Mallanginar Police Station,
Virudhunagar District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER

IN

CRL OP(MD) No.12035 of 2025

Date :21/07/2025

PS/SAR.08.08.2025 5P/5C

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