



CRL OP(MD). No.12016 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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Tamilarasu,
S/o.Rajaraman

... Petitioner/ A4

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Mallanginar Police Station,
Virudhunagar District.
(Crime No.139 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.Lakshmi Prasanna Komara,
Advocate

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

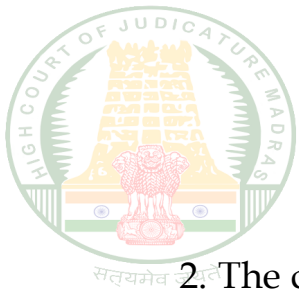
PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.139 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ A4, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 118(1) and 351(3) of BNS, 2023 in Crime No.139 of 2025 on the file of the respondent police, seeks anticipatory bail.



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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. In fact, there was a fight between the other accused and the de-facto complainant. When the petitioner attempted to pacify the situation, he was unfortunately arrayed as an accused in this case. A counter case has also been registered in Crime No.140 of 2025 on the file of the respondent police. He submitted that A2 and A3 were arrested and subsequently released on bail by the learned District Munsif cum Judicial Magistrate, Kariyapatti. He further submitted that the petitioner is an innocent person and is in no way connected with the alleged occurrence as stated by the prosecution. He has been falsely implicated in this case. 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 (Crl. side) submits that there are totally



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four accused persons in this case and the petitioner has been arrayed as A4. A1 is still absconding, and A2 and A3 were arrested and subsequently released on bail by the learned District Munsif cum Judicial Magistrate, Kariyapatti. There are two previous cases registered against the petitioner. He further submitted that the injured has been discharged from the hospital. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case, the nature of the offence, and also 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 the injured has been discharged from the hospital, 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 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



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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, Kariyapatti, 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 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 10.00 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



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learned Magistrate/Trial Court herself as laid down by the Hon'ble Supreme Court
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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/-
21/07/2025

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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 District Munsif cum Judicial Magistrate, Kariyapatti.

2.Do Through The Chief Judicial Magistrate,
Virudhunagar District at 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.12016 of 2025
Date :21/07/2025

SBN/06.08.2025 5P/5C

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