



CRL OP(MD). No.12356 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.12356 of 2025

Balaji,
S/o.Pandiyarajan

... Petitioner/ A4

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Karimedu Police Station,
Madurai District.
(Crime No.101 of 2021)

... Respondent/Complainant

For Petitioner : Mr.K.Dinesh,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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For Anticipatory Bail in Crime No.101 of 2021 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 147, 341, 294(b), 323, 324, 307 and 506(2) of IPC in Crime No.101 of 2021 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the de-facto complainant is employed as an Agent in New India Assurance-Insurance Company near Arapalayam, and his brother is working as a Salesman in Maruti Suzuki Company. On 20.01.2021, at about 7.30 p.m., the de-facto complainant, along with his father and brother, was returning home after finishing work. At that time, the accused approached them, abused the de-facto complainant using filthy language, assaulted him with deadly weapons, and also threatened them with dire consequences. Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that the respondent police have filed a final report, which has been taken on file by the learned Additional Chief Judicial Magistrate, Madurai, in S.C.No.102 of 2022, and that the petitioner had been regularly appearing before the trial Court. However, the



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petitioner was unable to appear before the trial Court for the hearing on 23.05.2025 due to personal inconvenience, and the same was duly communicated to his advocate, who, in turn, reported it before the trial Court but failed to file a petition on his behalf. As a result, a Non-Bailable Warrant (NBW) was issued against him, and the bail bond was also cancelled. He further submitted that the petitioner undertakes not to abscond and to appear regularly before the Trial Court on all hearing dates without fail. 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 for the petitioner.

4. The learned Government Advocate (Crl. side) submits that there are totally six accused persons in this case and the petitioner has been arrayed as A4. He submitted that as the petitioner was not present for the hearing on 23.05.2025, a Non-Bailable Warrant was issued against him and the bail bond was also cancelled on 20.06.2025. Hence, 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 taking note of the fact that the investigation in this case has already been completed and a charge sheet has also been filed, and also considering the undertaking given by the learned counsel for the petitioner, this court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



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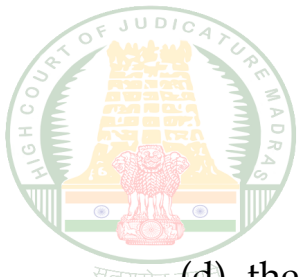
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7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Additional Chief Judicial Magistrate, Madurai, 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 Additional Chief Judicial Magistrate, Madurai, 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 Additional Chief Judicial Magistrate, Madurai. In the event of any change in his residential address, the petitioner shall report the same to the learned Additional Chief Judicial Magistrate, Madurai;

(c) the petitioner shall report before the learned Additional Chief Judicial Magistrate, Madurai on all working days at 10.00 a.m. until further orders;



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सत्यमेव जयते (d) the petitioner shall not tamper with evidence or witness either during
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(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/-
04/08/2025

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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 Additional Chief Judicial Magistrate,
Madurai.



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2.The Inspector of Police,
Karimedu Police Station,
Madurai District.

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

+1 CC to M/s.K.DINESH, Advocate (SR-8436[I] dated 05/08/2025)

ORDER
IN
CRL OP(MD) No.12356 of 2025
Date :04/08/2025

AS/26.08.2025/6P/5C

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