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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29.07.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.12448 of 2025

Mathan @ Mathankumar

.. Petitioner/Sole Accused

Vs

State of Tamil Nadu,
Rep. by the Inspector of Police,
Muthiahpuram Police Station,
Thoothukudi.
(Crime No.19 of 2025)

.. Respondent/Complainant

For Petitioner : Mr.V.Vijayendiran

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

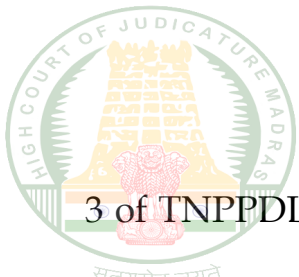
PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.19 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

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

for the offences punishable under Sections 296(b), 118(1), 351(3) of BNS and Section



3 of TNPPDL Act, in Crime No.19 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 14.01.2025 at about 05.00 pm, the petitioner and the defacto complainant were talking near wine shop, they are friends, due to some wordy quarrel between the petitioner and the defacto complainant, as a result of which, the petitioner had abused the defacto complainant in filthy language and attacked him with Aruval and damaged the defacto complainant's cell phone worth about of Rs.500/- and caused injuries. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that the injured person has been discharged from the hospital and the investigation is almost completed . He further submitted that there are 10 previous cases pending against the petitioner and he is a history sheeter. Hence, he opposed for grant of anticipatory bail to the petitioner.



5. Considering the facts and circumstances of the case and also the fact that the injured person has been discharged from the hospital and 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 his arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.2, Thoothukudi, 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.2, Thoothukudi, and on further conditions 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.2, Thoothukudi. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate No.2, Thoothukudi.

(c) the petitioner shall report before the respondent police daily at



10.00 a.m., and 05.00 p.m., until further orders.

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(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;

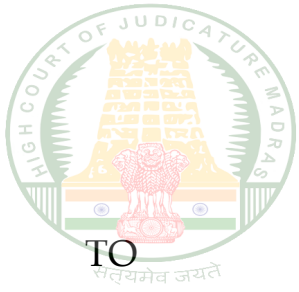
(f) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji Vs. State of Kerala* [(2005) AIR SCW 5560]; and;

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

Sd/-
29.07.2025.

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/ /2025
Sub Assistant Registrars CS (I/II/III/IV)



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TO
1 The Judicial Magistrate No. 2
Thoothukudi

2 Do Through the Chief Judicial Magistrate,
Thoothukudi.

3 The Inspector of Police,
Muthaiahpuram Police Station,
Thoothukudi.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.12448 of 2025

Date :29/07/2025

PD/22.08.2025 5P/ 5C

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