



CRL OP(MD). No.13110 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07.08.2025

PRESENT

The Hon`ble Mr.Justice P.VADAMALAI

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1.M.Periyasami

2.Chinnaiya @ Mu.Ka.Muthu

... Petitioners/ Accused 2&4

Vs

The State of Tamilnadu rep. by
The Inspector of Police,
Thuvarankuruchi Police Station,
Trichy District.
(Crime No.331 of 2025)

... Respondent/Complainant

For Petitioners : Mr.K.Rajeshwaran,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Section 482 B.N.S.S.

PRAYER :-

For Anticipatory Bail in Crime No.331 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ Accused Nos.2 & 4, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2), 118(1)



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and 351(3) BNS, 2023 in Crime No.331 of 2025 on the file of the respondent police,
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seek anticipatory bail.

2. The case of the prosecution is that due to previous enmity, on 28.07.2025, the petitioners along with other accused had abused the defacto complainant in filthy language and also attacked him with wooden log. Hence, the case.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent persons and they have not committed any offences as alleged by the prosecution and that the petitioners are no way connected with the case, a false case has been lodged as against the petitioners. He would further submit that the petitioners are ready and willing to abide any conditions which may be imposed by this Hon'ble Court. Hence, he seeks anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent would submit that there are totally 4 accused, the petitioners arrayed as A2 & A4 and that the accused persons had abused and attacked the defacto complainant. He would further submit that the accused 1 and 3 were already arrested and released on bail by the Judicial Magistrate, Manaparai, that the no one was injured in the incident and that the petitioners are not having any previous cases. However, he opposed to grant anticipatory bail to the petitioners.



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5. Considering the facts and circumstances of the case, and also considering the facts that the accused 1 and 3 were already released on bail and that no one was injured in the incident and taking note of the fact that the petitioners are not having any previous cases, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. Accordingly, the petitioners are ordered to be released on anticipatory bail in the event of their arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the Judicial Magistrate, Manaparai, Trichy District on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each 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 Judicial Magistrate, Manaparai, Trichy District and on further conditions that:

(a) the petitioners 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 petitioners shall furnish their residential address and contact number to the learned Judicial Magistrate, Manaparai, Trichy District. In the event of any change in their residential address, the petitioners shall report the same to the



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learned Judicial Magistrate, Manaparai, Trichy District;

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(c) the petitioners shall report before the respondent police daily at 10.30 a.m., until further orders;

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

(e) the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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/-
07/08/2025

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/09/2025

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



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TO
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1. The Judicial Magistrate, Manaparai, Trichy District.
2. The Inspector of Police,
Thuvarankuruchi Police Station,
Trichy District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.K.RAJESHWARAN, Advocate (SR-8648[I] dated 11/08/2025)

ORDER
IN
CRL OP(MD) No.13110 of 2025
Date :07/08/2025

SBN/01.09.2025 5P/5C

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