



CRL OP(MD) NO. 13122 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **18-09-2025**

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THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD) NO. 13122 of 2025

R Prabakaran

Petitioner(s)

Vs

The Inspector of Police,
Devathanapatti Police Station,
Theni District.
(Crime No.133 of 2025)

Respondent(s)

For Petitioner(s):

M/s. K.Anandan

For Respondent(s):

MR.S.S.Manoj,
Government Advocate (crl. Side)

Prayer: For Anticipatory Bail in Crime No.133 of 2025 on the file of the Respondent Police.

ORDER

The petitioner herein/A-2, who apprehends arrest at the hands of the respondent police for the offences punishable under



Sections 108, 115(2), 296(b), 351(2), 49 of BNSS, in Crime No.133 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that due to civil dispute between the parties, the petitioner along with other persons went to the dwelling house of the father of the defacto complainant, forced him by using filthy language and vacate the plot claiming that the same is belong to the petitioner and hence, he committed suicide on the next day morning. Hence, a case was registered.

3. The learned counsel for the petitioner submitted that the present case has been foisted on him and he has not committed any offence as alleged by the prosecution and prays for anticipatory bail in favour of the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police strongly objected to grant anticipatory bail to the petitioner.



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5. Considering the above facts and circumstances of the case and also considering the fact that civil dispute is pending between the parties, this Court is inclined to grant interim anticipatory bail to the petitioner.

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 of receipt of a copy of this order, before the learned Judicial Magistrate, Periyakulam, 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 Judicial Magistrate, Periyakulam, 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 Judicial Magistrate Court, Periyakulam. In the



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event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate Court, Periyakulam;

(c) the petitioner shall appear before the Andipatti Police station daily at 10.30 a.m., without fail for a period of two weeks and thereafter appear before respondent police as on when required for investigation;

(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;

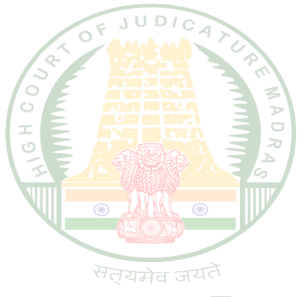
(f) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down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

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

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To

1. The Judicial Magistrate Court, Periyakulam.
2. The Inspector of Police,
Devathanapatti Police Station,
Theni District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY, J.

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ORDER
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