



CRL OP(MD). No.13416 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.13416 of 2025

Ashok,
S/o.Mahalingam

... Petitioner/ A3

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Kadupatty Police Station,
Madurai District.
(Crime No.61 of 2025)

... Respondent/Complainant

For Petitioner : Mr.V.Alageshkumar,
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.61 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ A3, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 132 and 351(3) of BNS, 2023 r/w.

Section 25(1)(a) of Arms Act in Crime No.61 of 2025 on the file of the respondent



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police, seeks anticipatory bail.

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2. The case of the prosecution is that on 14.06.2025, based on secret information, the de-facto complainant, who is the Sub-Inspector of Police, along with his team, proceeded to the place of occurrence and found the accused persons in possession of weapons, abusing the public in filthy language and threatening them. When the police team attempted to arrest the accused persons, they too were threatened by them with weapons. Hence, a case was registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution. He further submitted that A1 and A2 were arrested and subsequently released on bail by the learned Principal Sessions Judge, Madurai in CrI.M.P. Nos.515 and 477 of 2025 on 11.07.2025 and 23.06.2025, respectively. 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 (CrI. side) submitted that there are totally three accused persons in this case and the petitioner has been arrayed as A3. A1 and A2 were arrested and subsequently released on bail by the learned Principal Sessions Judge, Madurai in CrI.M.P. Nos.515 and 477 of 2025 on 11.07.2025 and 23.06.2025, respectively. There are no previous cases registered against the



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petitioner. He further submitted that the entire properties have been recovered.

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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 the co-accused were arrested and subsequently released on bail, and that the entire properties have already been recovered, and that there are no previous cases registered against the petitioner, and that as the date of occurrence is 14.06.2025, by this time most of 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 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, Vadipatty, Madurai District, 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, Vadipatty, Madurai District, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:



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(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;

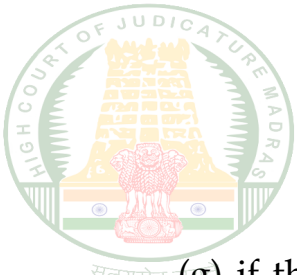
(b) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Vadipatty, Madurai District. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Vadipatty, Madurai District;

(c) the petitioner shall report before the respondent police daily at 10.30 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 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;



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

sd/-
19/08/2025

/ TRUE COPY /

/09/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

mkn

TO

1.The Judicial Magistrate,
Vadipatty, Madurai District.

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

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

+1 CC to M/s.V.ALAGESHKUMAR, Advocate (SR-8956[I] dated 19/08/2025)

ORDER IN
CRL OP(MD) No.13416 of 2025
Date :19/08/2025

SBN/10.09.2025 5P/5C

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