



CRL OP(MD). No.13714 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.13714 of 2025

Vignesh,
S/o.Malairaj

... Petitioner/ Accused

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Karaikudi South Police Station,
Karaikudi,
Sivagangai District.
(Crime No.240 of 2025)

... Respondent/Complainant

For Petitioner : Ms.A.Banumathy,
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.240 of 2025 on the file of the Respondent Police.

<https://www.mhc.tn.gov.in/judis>



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ORDER : The Court made the following order :-

The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 189(2), 137(2), 296(b) and 351(3) of BNS, 2023 in Crime No.240 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the de-facto complainant's husband borrowed a sum of Rs.25,000/- from the 1st accused and subsequently failed to repay the amount. When the 1st accused, along with the other accused, demanded repayment from the de-facto complainant's husband, a quarrel ensued. It is alleged that the accused persons abused him in filthy language, kidnapped him, and threatened both the de-facto complainant and her husband with dire consequences. Hence, a case was registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and is in no way connected with the alleged occurrence as stated by the prosecution. He has been falsely implicated in this case. She further submitted that A1 to A4 have been granted anticipatory bail by the



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learned Principal Sessions Judge, Sivagangai on 12.08.2025 in Crl.M.P.No.2047 of 2025. She, however, submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail.

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4. The learned Government Advocate (Criminal Side) submitted that the petitioner has been arrayed as A5 in this case. A1 to A4 have been granted anticipatory bail by the learned Principal Sessions Judge, Sivagangai on 12.08.2025 in Crl.M.P.No.2047 of 2025. He further submitted that the injured has been discharged from the hospital. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case, the nature of the offence, and taking note of the fact that the injured has already been discharged from the hospital, and that the co-accused have been granted anticipatory bail, and that as the date of registration of FIR is 04.08.2025, by this time material part 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



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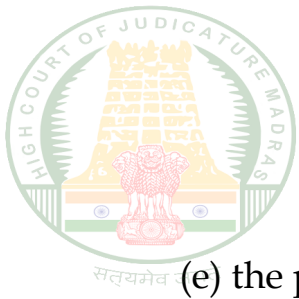
arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Karaikudi, Sivagangai District, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties 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, Karaikudi, Sivagangai District, 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, Karaikudi, Sivagangai District. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Karaikudi, Sivagangai District;

(c) the petitioner shall report before the respondent police daily twice i.e. at 10.00 a.m. and 05.00 p.m. until further orders;

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



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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/-
20/08/2025

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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

1 The Judicial Magistrate Court,
Karaikudi,
Sivagangai District.

2 The Inspector of Police,
Karaikudi South Police Station,
Karaikudi,
Sivagangai District.



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

ORDER
IN
CRL OP(MD) No.13714 of 2025
Date :20/08/2025

NM/16.09.2025/ 6P/4C

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