



CRL OP(MD). No.15030 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/09/2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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Mathan @ Palanisamy

... Petitioner/Accused

Vs

The State of Tamil Nadu,
Rep, by Its, the Inspector of Police,
Mamsapuram Police Station,
Virudhunagar District.
Crime No.170 of 2025..

... Respondent/Complainant

For Petitioner : Mr. C.T. Perumal,
Advocate.

For Respondent : Mr.A.S.Abul Kalaam Azad,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Cr.No.170 of 2025 on the file of the
Respondent Police.



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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), 351(2) of BNS Act 2023 and Section 3 of TN Public Property (Prevention of Damages & Loss) Act 1992, in Crime No.170 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused persons have demolished the water tank belonging to the Mamsapuram Town Panchayat and threatened the Rotary Club president of Mamsapuram Town Panchayat. Hence, the complaint.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) appearing for the respondent police.

4. Taking into consideration of the facts and circumstances of the case and also the fact that the investigation is almost completed and if the



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petitioner is directed to deposit a sum of Rs.30,000/- to the credit of crime number, the same would suffice to grant anticipatory bail to the petitioner, with other conditions.

5. 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 on which the order copy made ready, before the learned Judicial Magistrate No.II, Srivilliputhur, 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 No.II, Sivilliputhur, 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;



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(b) the petitioner is directed to deposit a sum of Rs. 30,000/- (Rupees Thirty Thousand only) to the credit of Crime No.170 of 2025 before the learned Judicial Magistrate No.II, Srivilliputhur. On such deposit, the learned Judicial Magistrate No.II, Srivilliputhur, shall accept the sureties furnished by the petitioner. After receipt of entire amount, the learned Judicial Magistrate No.II, Srivilliputhur, shall deposit the said amount in an interest bearing Fixed Deposit in any nationalized Bank initially for a period of one year and renew them periodically until the final order/Judgment is passed in the case in Crime No.170 of 2025. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/Judgment.

(c) the petitioner shall report before the respondent police as and when required for interrogation.

(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



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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.

(S S Y J)
11.09.2025

msrm

To

1. The learned Judicial Magistrate No.II,
Srivilliputhur.
- 2.The Inspector of Police,
Mamsapuram Police Station,
Virudhunagar 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
IN
CRL OP(MD) No.15030 of 2025**

11.09.2025