



CRL OP(MD). No.15118 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **12.09.2025**

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THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD) NO. 15118 of 2025

Iyyer

..Petitioner/A2

Vs

State Of Tamilnadu,

Rep By The Inspector Of Police,
Mamsapuram Police Station,

Virudhunagar District.

(Crime No.170 of 2025)

Respondent (s)

For Petitioner(s) :

Mr.C.T.Perumal

For Respondent(s) :

Mr.A.S.Abul Kalaam Azad

Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of
BNSS

PRAYER :-

For Anticipatory Bail in Crime No.170 of 2025
on the file of the Respondent Police.



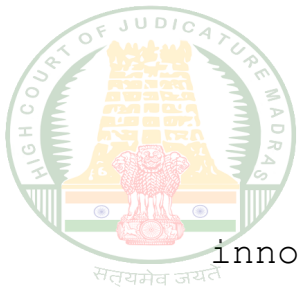
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ORDER : The Court made the following order :-

WEB COPY The petitioner/A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 296(b) and 351(2) of BNS, 2023 and Section 3 of TNPPDL 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 demolished the water tank and bath tank, which were constructed in pursuant to the resolution passed by Mamsapuram Town Panchayat. When the same was question by one jeyakumar, Rotary club president of Mamsapuram Town Panchayat, the petitioner along with co-accused threatened and abused him in filthy language. Hence, a case was registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an



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innocent person and he has not committed any offence as alleged by the prosecution. 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 (Crl. side) submitted that there are no previous cases pending against the petitioner. 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 there are no previous cases pending against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

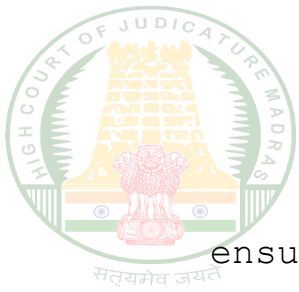


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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate NO.II, Srivilliputhur, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with 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, Srivilliputhur, 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



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ensure their identity;

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(b) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate NO.II, Srivilliputhur. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate NO.II, Srivilliputhur;

(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;



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WEB COPY (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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vsg



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- 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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Date : 12.09.2025