



CRL OP(MD). No.15614 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 18.09.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.15614 of 2025

Papathi @ Pappathi

... Petitioner/ Accused No. 2

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Mamsapuram Police Station,
Virudhunagar District.
(Crime No.141 of 2025)

... Respondent/Complainant

For Petitioner : Mr.D.Rajaboopathy

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.141 of 2025 on the file of the
respondent police.



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ORDER : The Court made the following order :-

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The petitioner/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 329(3), 324(4), 296(b), 351(2) of BNS, in Crime No.141 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that due to previous motive, the petitioner along with other accused persons trespassed into the defacto complainant's property and damaged the fencing, CCTV camera. When the same was questioned by the defacto complainant, the petitioner along with other accused persons abused the defacto complainant and threatened him with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioners.



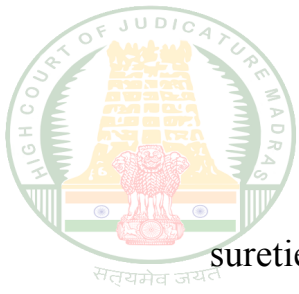
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4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that there are totally four accused involved in this case and the petitioner has been arrayed as A-2. The petitioner along with other accused trespassed into the defacto complainant property and damaged the fencing and threatened him with dire consequences. Therefore, he opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also considering the argument of the learned Counsel for the petitioner that the petitioner will deposit a sum of Rs.50,000/- to the credit of Crime No.141 of 2025, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

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



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sureties, each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions 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 is directed to deposit a sum of Rs.50,000/- (Rupees Fifty Thousand Only), to the credit of Crime No.141 of 2025 before the learned Judicial Magistrate, Court No.II, Srivilliputhur, Virudhunagar District. After receipt of entire amount, the learned Judicial Magistrate, 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.141 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 daily at 10.30 a.m for a period of one week and thereafter, as and when required. He has to co-operate for the investigation;



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

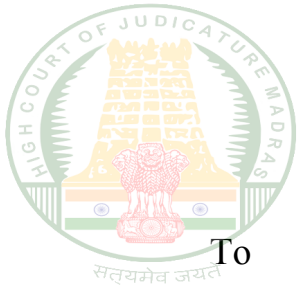
(e) the petitioner shall not abscond either during investigation or trial;

(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 petitioners 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 thereafter abscond, a fresh FIR can be registered under Section 269 of BNS 2023.

(S S Y J)
18.09.2025

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To

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1. The Judicial Magistrate Court No.II,
Srivilliputhur, Virudhunagar District.
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.15614 of 2025

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