



CRL OP(MD). No.16049 of 2025

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

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**( Criminal Jurisdiction )**

**Date : 23.09.2025**

**PRESENT**

**THE HONOURABLE MRS. JUSTICE S.SRIMATHY**

**CRL OP(MD)No.16049 of 2025**

Risathraj

... Petitioner/Sole Accused

Vs

The State of Tamilnadu,  
Rep by the Inspector of Police,  
Devathanapatti Police Station,  
Theni District.  
(Crime No.276 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.276 of 2025 on the file of the  
respondent police.



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**ORDER :** The Court made the following order :-

The petitioner/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 324(4), 351(3) of BNS and 4 of TNPHW Act, in Crime No.276 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that, on 27.07.2025 at about 9:00 p.m., while in a drunken state, the petitioner abused the defacto complainant in filthy language, threatened him, damaged the door of the complainant's house, and assaulted him. 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.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that 20 previous cases are pending against the



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petitioner. He further submitted that the petitioner is a history sheeter.

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 nature of allegation, 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, Periyakulam, Theni 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 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;



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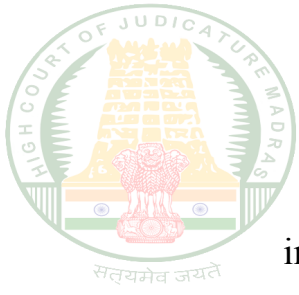
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(b) the petitioner is directed to deposit a sum of Rs.25,000/- (Rupees Twenty Five Thousand), to the credit of Crime No.276 of 2025 before the learned Judicial Magistrate Court, Periyakulam, Theni District. After receipt of entire amount, the learned 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.276 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 stay at Trichy and do social service in the Mahatma Gandhi Memorial Government Hospital, Tiruchirappalli, daily from 10.00 a.m., to 4.00 p.m., for a period of two weeks and thereafter, report before the Inspector of Police, Cantonment Police Station, Trichy, daily evening at 6.00 p.m., until further orders. He has to co-operate for the investigation;

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

(e) the petitioner shall not abscond either during



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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)  
23.09.2025

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To

1. The Judicial Magistrate Court,  
Periyakulam, Theni District
2. The Inspector of Police,  
Devathanapatti Police Station,  
Theni District.
3. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

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**S.SRIMATHY,J.**

jbr

ORDER  
IN  
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Date : 23.09.2025