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CRL OP(MD). No.17864 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 17.10.2025

PRESENT
THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.17864 of 2025

Sudalaikannu

... Petitioner

Vs

The State of Tamil Nadu
Rep., by, the Inspector of Police,
Thalaiyuthu Police Station,
Tirunelveli District.
(Crime No.595 of 2025)

... Respondent/Complainant

For Petitioner : Mr.Jegadeesha Pandian

For Respondent : Mr.S.S.Manoj,

Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.595 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 329(4) of BNS, (corresponding section 448 of IPC), and Section 3 of Tamilnadu Property (Prevention of Damage & Loss) Act, 1992, in Crime No.595 of 2025 on the file of the respondent police, seeks anticipatory bail.



CRL OP(MD). No.17864 of 2025

2. The case of the prosecution is that the petitioner and the defacto complainant jointly running a bakery and due to business dispute, the petitioner had gone to the defacto complainant's flour mill and broke the lock and damaged the mirror inside the said mill. Hence the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that investigation is yet to be completed and it is a case and counter case and nobody injured. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, and it is a case and case in counter and also there was no injury, this Court is



CRL OP(MD). No.17864 of 2025

inclined to grant anticipatory bail to the petitioner, with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, 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 learned Judicial Magistrate No.III, Tirunelveli, within a period of fifteen days from the date of receipt of a copy of this order 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 Aadhaar card or bank pass book to ensure their identity;

[b] the petitioner shall appear before the respondent police at 10.30 a.m, for a period of one week and thereafter as and when required;

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;



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CRL OP(MD). No.17864 of 2025

S.SRIMATHY, J.

PJL

[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 is 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];

[g]If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

17.10.2025

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To

- 1.The Judicial Magistrate No.III, Tirunelveli.
- 2.The Inspector of Police,
Thalaiyuthu Police Station, Tirunelveli District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

CRL OP(MD). No.17864 of 2025

4/4