



CRL OP(MD). No.17986 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.10.2025

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THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD) NO. 17986 of 2025

Ela.Vengai

..Petitioner

Vs

State Of Tamilnadu,

Rep By The Inspector Of Police,
Seithur Police Station,

Virudhunagar District.

(Crime No.199 of 2025)

Respondent (s)

For Petitioner(s) :

Mr.K.Karansingh

For Respondent(s) :

Mr.S.S.Manoj,

Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of
BNSS

PRAYER :- For Anticipatory Bail in Crime No.199
of 2025 on the file of the Respondent Police.



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WEB COPY 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 3, 25(1B)(a) of Arms Act, 1959, in Crime No.199 of 2025 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the Forest Officer/defacto complainant, while on surveillance duty at Seithur Reserved Forest area, the defacto complainant found that the petitioner and other accused were in possession of 5 litres ferment water and single barrel country guns-2. Hence, a case was registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further



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submitted that based on the confession of A4, he has been arrayed as accused. 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 is one previous case 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 based on the confession of A4, he has been arrayed as accused, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



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WEB COPY 6. Accordingly, this petition is allowed and 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, Rajapalaiyam, 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, Rajapalaiyam, 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, Rajapalaiyam, Theni District. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Rajapalaiyam;

(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;

(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



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

17.10.2025

vsg



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To

1.The learned Judicial Magistrate, Rajapalaiyam .

2. The Inspector Of Police,
Seithur 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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