



CRL OP(MD). No.18777 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 28.10.2025

PRESENT

THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD). No.18777 of 2025

Vijay @ Vijay Alagan

... Petitioner/Accused

Vs

The State of Tamilnadu,
Represented by the Inspector of Police,
Devathanapatti Police Station,
Theni District.
(Crime No.420 of 2024)

... Respondent/Complainant

For Petitioner : Mr.D.Rajaboopathy

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.420 of 2024 on the file
of the respondent police.



CRL OP(MD). No.18777 of 2025

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 191(2), 126(2), 308(4), 115(2) of BNS, in Crime No.420 of 2024, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused persons had waylaid the defacto complainant and assaulted him and robbed a sum of Rs.5,000/-, two bundles of garlic, cellphone from him. Hence, the complaint.

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 submitted that there are six previous cases pending against the petitioner. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police submitted that there are 10 previous cases pending



CRL OP(MD). No.18777 of 2025

against the petitioner including POCSO Act. Hence, he vehemently opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the fact that if the petitioner is directed to deposit a sum of Rs.5,000/- to the credit of crime number, the same would suffice to grant anticipatory bail to the petitioner, with other conditions.

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 on which the order copy made ready, 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 the police officer who intends to arrest or to the satisfaction of the learned Judicial Magistrate Court, Periyakulam, Theni District, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:



CRL OP(MD). No.18777 of 2025

WEB COPY

(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. 5,000/- (Rupees Five Thousand only) to the credit of Crime No.420 of 2024 before the learned Judicial Magistrate Court, Periyakulam, Theni District. On such deposit, the learned Judicial Magistrate Court, Periyakulam, Theni District, shall accept the sureties furnished by the petitioner. After receipt of entire amount, the learned Judicial Magistrate Court, Periyakulam, Theni District, 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.420 of 2024. 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 Madurai and report before the Inspector of Police, Thallakulam Police Station daily at 10.30 a.m., until further orders.



WEB COPY



CRL OP(MD). No.18777 of 2025

(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 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.

(S S Y J)
28.10.2025

msrm



CRL OP(MD). No.18777 of 2025

WEB COPY

To

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



WEB COPY



CRL OP(MD). No.18777 of 2025

S.SRIMATHY, J.

msrm

**ORDER
IN
CRL OP(MD) No.18777 of 2025**

28.10.2025