



CRL OP(MD). No.19197 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03.11.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.19197 of 2025

1. Shanthi

2. Vadivel

3. Balu

... Petitioners/ Accused 1 to 3

Versus

The State of Tamilnadu,
Rep by the Inspector of Police,
Vaiyampatti Police Station,
Trichy District.
(Crime No.559 of 2025)

... Respondent/Complainant

For Petitioners : Mr.A.N.Ramanathan

For Respondent : Mr.S.S.Manoj
Government Advocate (Crl. side)



CRL OP(MD). No.19197 of 2025

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.559 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b) and 132 of BNS, 2023, in Crime No.559 of 2025, seek anticipatory bail.

2. The case of the prosecution is that the first petitioner was running a cracker shop without proper license. When the same was questioned by the defacto complainant, the petitioner abused him in filthy language and threatened him. Hence, the complaint.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioners.



CRL OP(MD). No.19197 of 2025

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that the first petitioner was running a cracker shop without proper license. When the same was questioned by the defacto complainant, the petitioner abused him in filthy language and threatened him. He further submits that three previous cases are pending against the second petitioner.

5. According to the petitioner, the cracker shop was originally run by the first petitioner's father, who possessed a valid licence. Subsequently, the license was not renewed. The first petitioner filed W.P.(MD) No.24569 of 2025, and this Court, by order dated 11.09.2025, issued a direction to grant the license. In spite of this order, the license was not granted. When the revenue officials did not permit the petitioners to run the shop, the petitioners themselves closed it. However, there was a verbal altercation between the petitioners and the revenue officials. The revenue officials thereafter lodged a complaint stating that the petitioners had obstructed them from carrying out their official duties.

6. Considering the facts and circumstances of the case and also



CRL OP(MD). No.19197 of 2025

considering the positive direction in the aforementioned writ petition, this Court is inclined to grant anticipatory bail to the petitioners.

7. Accordingly, this Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Manapparai, Trichy District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/-(Rupees Ten Thousand only) each 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 petitioners 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 first petitioner shall report before the respondent police as and when required for interrogation. The second and third petitioners shall report before the concerned Judicial Magistrate for a period of one week and thereafter, as and



CRL OP(MD). No.19197 of 2025

when required.

WEB COPY

(c) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioners shall not abscond either during investigation or trial;

(e) 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;

(f) if the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS 2023.

(S S Y J)
03.11.2025

jbr



CRL OP(MD). No.19197 of 2025

To

WEB COPY

1. The Judicial Magistrate, Manapparai, Trichy District,
2. The Inspector of Police,
Vaiyampatti Police Station,
Trichy District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CRL OP(MD). No.19197 of 2025

S.SRIMATHY,J.

jbr

ORDER
IN
CRL OP(MD) No.19197 of 2025

Date : 03.11.2025