



CRL OP(MD). No.21038 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24.11.2025

PRESENT

THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD). No.21038 of 2025

1.Kanimozhi

2.Ramesh

... Petitioners/Accused
Nos.1 & 2

Vs

The State of Tamil Nadu,
Rep By The Inspector of Police,
Theni Police Station,
Theni.
(Crime No.313 of 2025)

... Respondent/Complainant

For Petitioners : Mr.T.Veerakumar,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Cr.No.313 of 2025 on the file of the
respondent police.

ORDER : The Court made the following order :-

1/6



CRL OP(MD). No.21038 of 2025

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 319(2) and 303(2) (NH) BNS, 2023 in Crime No.313 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant's husband namely Saminathan, met with an accident by two-wheeler and thereafter he died on 30.11.2024 in the hospital. Subsequently, when she went to her husband's rental room situated at Thayagam Mansion, Theni, she came to know that her husband's laptop and fan are taken away by these petitioners. Hence, the complaint.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they are no way connected with the alleged occurrence as stated by the prosecution. He further submitted that the petitioners are ready and willing to abide by any conditions that may be imposed by this Court. Hence, he seek anticipatory bail to the petitioners.



CRL OP(MD). No.21038 of 2025

4. The learned Government Advocate (Crl. side) appearing for the respondent submitted that the petitioners have no previous cases and investigation is yet to be completed. However, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case, and also considering the nature of offence, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the Judicial Magistrate Court, Theni, on condition that each of 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 Judicial Magistrate Court, Theni, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:



CRL OP(MD). No.21038 of 2025

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(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 petitioners are directed to deposit a sum of Rs.10,000/-(Rupees Ten thousand only) to the credit of Crime No.313 of 2025. On such deposit, the learned Magistrate shall accept the sureties furnished by the petitioners;

(c) the petitioners shall report before the respondent police daily at 10.30 a.m, until further orders;

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

(e) the petitioners 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 petitioners 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



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CRL OP(MD). No.21038 of 2025

down by the Hon'ble Supreme Court in *P.K.Shaji Vs. State of Kerala* [(2005) AIR SCW 5560] and;

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

24.11.2025

PJL

To

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



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CRL OP(MD). No.21038 of 2025

S.SRIMATHY, J.

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**ORDER
IN
CRL OP(MD) No.21038 of 2025**

Date : 24.11.2025