



CRL OP(MD). No.21322 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 25/11/2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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1. Prasath Raj
2. Mathiyalagan
3. Santhru

... Petitioners/Accused

Vs

State of Tamilnadu
Rep by Inspector of Police,
Nithiravilai Police Station,
Kanyakumari District.
(Crime No.321 of 2025)

... Respondent/Complainant

For Petitioners : Mr.S.C.Herold Singh
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 Crime No.321 of 2025 on the file of the respondent Police.



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ORDER : The Court made the following order :-

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The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS (under Section 379 of IPC), in Crime No.321 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The prosecution case is that the petitioners stole 637.5 kgs of cashew nuts belonging to the de facto complainant, worth about of Rs. 75,000/-. 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 seeks anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. side) submitted that there is no previous case pending against the petitioners and the property



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has been recovered. However, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and also the fact that there is no previous case against the petitioners and if the petitioners are directed to deposit some amount to the credit of crime number, and the same would suffice to grant anticipatory bail to the petitioners, with certain conditions.

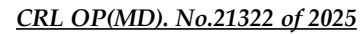
6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate Court No.II, Kuzhithurai, Kanyakumari District, on condition that each of the petitioner shall execute a separate 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 No.II, Kuzhithurai, Kanyakumari District, failing which, the petition for anticipatory bail shall stand dismissed and on further condition 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) each of the petitioner is directed to deposit a sum of Rs.5,000/- (Rupees Five Thousand only) to the credit of Crime No.321 of 2025 before the learned Judicial Magistrate Court No.II, Kuzhithurai, Kanyakumari District. On such deposit, the learned Judicial Magistrate Court No.II, Kuzhithurai, Kanyakumari District, shall accept the sureties furnished by the petitioners. After receipt of entire amount, learned Judicial Magistrate Court No.II, Kuzhithurai, Kanyakumari 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.321 of 2025. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/Judgment.

(c) the petitioners shall report before the respondent police daily at 10.30 a.m., for a period of one



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1. The learned Judicial Magistrate Court No.II,
Kuzhithurai, Kanyakumari District.
2. The Inspector of Police,
Nithiravilai Police Station,
Kanyakumari District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY, J.

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**ORDER
IN
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