



CRL OP(MD)No.23583 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18.12.2025

PRESENT

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

Crl.O.P.(MD)No.23583 of 2025

Mathankumar

...Petitioner/Sole Accused

Vs

State of Tamil Nadu

Rep. by the Inspector of Police,

Ambasamudram Police Station,

Tirunelveli District.

(Crime No.432 of 2025)

.. Respondent/Complainant

For Petitioner : M/s.M.Maran

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.432 of 2025 on the file of the Respondent Police.



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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 192, 352, 353(2), 351(3) of BNS, 2023, in Crime No.432 of 2025, on the file of the respondent police, seek anticipatory bail.

2.The case of the prosecution is that on 26.09.2025 at about 21.00 hours, while police patrol on duty, he received a facebook link in whatsapp. Upon opening the link, it was found that a facebook contained the photograph with an audio message which carried defamatory and threatening content against the political party. In the said audio message, the facebook account user was threatened by the above said person. Hence, the case.

3.The learned Counsel for the petitioner would submit that the petitioner is an innocent person and he has never committed in this case. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) would submit that petitioner is a history sheeter. However, he opposed to grant anticipatory bail to the petitioner.



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5. Considering the facts and circumstances of the case and also considering the nature of offences, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of his 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, Ambasamudram, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, 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 Judicial Magistrate, Ambasamudram, and on further conditions 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 ensure their identity;

(b) the petitioner shall furnish his residential address and contact number to the learned Judicial Magistrate, Ambasamudram. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Ambasamudram.

(c) the petitioner is directed to do social service in Tenkasi Government Hospital, Tenkasi District, for a period of four weeks and thereafter shall appear before the respondent police daily at 10.30 a.m., until further orders.



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(e)the petitioner shall not tamper with evidence or witness either during investigation or trial;

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(f)the petitioner shall not abscond either during investigation or trial;

(g)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;

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

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S.SRIMATHY,J

RJR

To

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

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