



CRL OP(MD). No.23759 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19.12.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.23759 of 2025

C.Santhosh Kumar

... Petitioner/ Accused No.4

Vs

The State of Tamilnadu,
Rep by the Sub-Inspector of Police,
District Crime Branch,
Kanyakumari District.
(Crime No.32 of 2025)

... Respondent/Complainant

For Petitioner : Mr.T.Wins

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.32 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 petitioner/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 295, 420, 464, 465 and 295 of IPC, in Crime No.32 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that the accused 1 to 3 are the brother and sister of the defacto complainant. The petitioner, who is arrayed as fourth accused, had issued a legal heirship certificate to the first accused without mentionin the defacto complainant's name in that certificate falsely. The accused 2 and 3 released their respective shares to the first accused. Subsequently, the first accused sold some family properties to the accused 6 and 7 vide sale deed No.4549 of 2024, dated 16.05.2024. 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. Hence, he prays for grant of anticipatory bail to the petitioner.

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4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that the investigation is still in progress. Therefore, he opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also considering the fact that the investigation is still in progress, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, this Petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.I, Nagercoil, Kanyakumari 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:



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(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 report before the respondent police daily at 10.30 a.m until further orders. He has to co-operate for the investigation;

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

(d) the petitioner 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;



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(f) if the accused thereafter abscond, a fresh FIR can be

WEB COPY registered under Section 269 of BNS 2023.

(S S Y J)
19.12.2025

Indu

To

- 1.The learned Judicial Magistrate No.I,
Nagercoil, Kanyakumari District.
- 2.The Sub-Inspector of Police,
District Crime Branch,
Kanyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY,J.

Indu

ORDER
IN
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