



CRL OP(MD)No.22775 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 02.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD)No.22775 of 2024

Mathiyalagan

... Petitioner/ Accused No.2

Vs

State rep by
The Inspector of Police,
Manikandam Police Station,
Trichy District.
Crime No. 116 of 2024

... Respondent/Complainant

For Petitioner : Mr.B.Mahendrarajan
Advocate.

For Respondent : Mr.B.Thanga Aravindh
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :- For Anticipatory Bail in Crime No.116 of 2024 on the file of the respondent police.

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 303(1) of BNS Act and Section 21(1) of Mines



CRL OP(MD)No.22775 of 2024

and Minerals, in Crime No.116 of 2024, seeks anticipatory bail.

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2. On an earlier occasion ie on 07.11.2024 in CrI.O.P.(MD) No.19205 of 2024, this Court passed the following order:

2. When the matter was taken up for hearing, the learned Additional Public Prosecutor (Criminal Side), on instructions, submitted that the petitioner was in judicial custody in some other case and that on 29.10.2024, a formal arrest was made in this case in Crime No.638 of 2024. The relevant document was also placed before this Court.

3. The learned counsel for the petitioner submitted that the petitioner has already been released on bail in the other case and presently he is not inside the jail.

4. In the considered view of this Court, when a formal arrest has been made in the present case in Crime No.638 of 2024 as per the materials placed before this Court, there is no scope to grant anticipatory bail to the petitioner. Anticipatory bail is granted only to a person who apprehends arrest and not a person who has already been formally arrested in a case.

5. In view of the above, no further orders can be passed in this petition and accordingly, the same is closed. It is left open to the petiitoner to work out his remedy in the manner known to law.



CRL OP(MD)No.22775 of 2024

6. In the result, this Criminal Original Petition stands closed.

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3. In view of the above, this Court is of the view that, no further orders can be passed in this petition. Hence, this criminal original petition is dismissed accordingly.

sd/-
02/01/2025

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/02/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SMA
TO
1 THE INSPECTOR OF POLICE,
MANIKANDAM POLICE STATION,
TRICHY DISTRICT.

2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.22775 of 2024
Date :02/01/2025

SA/SA/SAR. /13.02.2025/3P/3C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.