



WEB COPY



Crl.O.P.No.719 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.01.2026

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.719 of 2026

Mahalingam

... Petitioner/ A3

Vs

The State Rep. By,
The Inspector of Police,
Chengam Police Station,
Thiruvannamalai District-606 701.
(Crime No.395 of 2025)

... Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioner on
anticipatory bail in the event of his arrest by the respondent police
concerned in Crime No.395 of 2025 on the file of the respondent police.

For Petitioner : Mr. Praveen Kumar P

For Respondent : Ms.J.R.Archana
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent
police for the offences punishable under Sections 105, 238(a) of BNS, 2023
and Sections 135(1)(b) of Electricity Act, 2003, in Crime No.395 of 2025
on the file of the respondent Police, seeks anticipatory bail.



WEB COPY

2. The case of the prosecution is that the petitioner joined hands with the other accused erected electricity fence near the lands of one Basha and it was accidentally touched by two persons belonging to the same village and they died on the spot and hence, the petitioner immediately taken the body and dumped into the nearby well. Hence, this case.

3. The learned counsel appearing for the petitioner would submit that this is second anticipatory bail application and the earlier criminal original petitions in Crl.O.P.No.31680 of 2025 seeking anticipatory bail was dismissed by this Court on 20.11.2025. He further submitted that the petitioner is innocent and has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail.

4. Per contra, the learned Government Advocate (Crl. Side) appearing for the respondent while opposing the anticipatory bail to the petitioner reiterated the prosecution case and submitted that A1 in this case was arrested.

5. The first anticipatory bail application in Crl.O.P.No.31680 of 2025



Crl.O.P.No.719 of 2025

has been dismissed by this Court by an order dated 20.11.2025 on the following reasons:

WEB COPY

“5.Considering the fact that the petitioner was involved in the offence of culpable homicide, where two persons died and also the fact that it is not only case of causing death but also the screening of offence, this Court is not inclined to grant anticipatory bail to the petitioner.”

6. Heard the submissions made on both sides and perused the materials available on record.

7. Considering the facts and circumstances of this case, gravity of offence, the fact that there is no change in the circumstances, this Court is not inclined to revisit the earlier order. Accordingly, this criminal original petition stands dismissed.

12.01.2026

ssa

To

1. The Inspector of Police,
Chengam Police Station,
Thiruvannamalai District-606 701.
(Crime No.395 of 2025)
2. The Public Prosecutor,
High Court of Madras.

3/4



WEB COPY



Crl.O.P.No.719 of 2026

K. RAJASEKAR, J.

ssa

Crl.O.P. No.719 of 2026

12.01.2026