



Crl.O.P.No.165 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.01.2026

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.165 of 2026

1. Hariharan
2. Giri

... Petitioners

Vs.

State By,
Represented by the
The Inspector of Police,
Latheri Police Station,
Vellore District.
Crime No.140 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on anticipatory bail in the event of his arrest in Crime No.140 of 2025.

For Petitioners : Mr.D.Thirumoorthy

For Respondent : M/s.J.R.Archana
Government Advocate (Crl. Side)



Crl.O.P.No.165 of 2026

ORDER

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The petitioners herein apprehend arrest at the hands of the respondent police for the offences punishable under Sections 329(3), 296(b), 115(2), 118(1) and 351(3) of BNS Act, 2023 [447, 294, 323, 324 and 506] read with Section 3 of PPDL Act in Crime No.140 of 2025 on the file of the respondent Police, seek anticipatory bail.

2. The allegation against the petitioners is that petitioners entered into the stationary shop of the defacto complainant and damaged the properties worth about Rs.10,000 and also attacked him with stick, due to which, defacto complainant sustained injuries. Hence, the case.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case. He further submitted that, petitioners are ready to co-operate with the investigation. Hence, he prayed for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that the injured has been discharged from the



CrI.O.P.No.165 of 2026

hospital.

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5. Considering the nature of allegations and the fact that the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions:

6. Accordingly, **the petitioners shall deposit a sum of Rs.10,000/- to the credit of Crime No.140 of 2025** and on such deposit, the petitioners are ordered to be released on bail in the event of 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, Katpadi** on condition that each of the petitioners shall execute a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand Only) with two sureties** each for a like sum to the satisfaction of the learned Magistrate concerned, and on further condition that:

[a] if the petitioners fails to surrender before the concerned Magistrate within a period of fifteen days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

[b] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of



CrI.O.P.No.165 of 2026

Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[c] the petitioners shall report before the respondent police daily at 10.30.a.m., for a period of two weeks and thereafter as and when required for interrogation;

[d] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned 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)13 SCC 283]**;

[e] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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Crl.O.P.No.165 of 2026

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To

- 1.The Judicial Magistrate, Katpadi.
- 2.The Inspector of Police,
Latheri Police Station,
Vellore District.
- 3.The Public Prosecutor,
High Court of Madras.



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Crl.O.P.No.165 of 2026

K.RAJASEKAR, J.

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Crl.O.P.No.165 of 2026

08.01.2026