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Crl.OP.No.501 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.01.2026

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THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P.No.501 of 2026

1. Raja

2. Viswananthan

... Petitioners

Vs.

The State rep by its
The Inspector of Police,
Mangadu Police Station,
Avadi-Chennai
(Cr.No.6 of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, to enlarge the petitioners on bail in the event of their arrest in Cr.No.6 of 2026 on the file of the respondent police pending investigation.

For Petitioners : Mr.K.Karthik

For Respondent : Ms.J.R.Archana

Government Advocate (Crl. Side)

ORDER

The petitioners, who apprehend arrest for the alleged offence under Sections 296(b), 118(1), 351(3) of BNS r/w Section 4 of TNPWH Act in Crime No.6 of 2026, on the file of the respondent police seek anticipatory bail.



2. The allegation against the petitioners is that there was a quarrel between the petitioners and the defacto complainant regarding car parking in the common passage, due to which, the petitioners attacked the defacto complainant with deadly weapons and bottle, which led to the registration of an FIR. Hence, the present case.

3. The learned counsel appearing for the petitioners submitted that the petitioners have not committed any such offence as alleged by the prosecution and they have been falsely implicated in this case. He further submitted that the petitioners were also sustained grievous injuries in this regard and they are ready to co-operate with the investigation. Hence, he prayed that anticipatory bail be granted to the petitioners.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the prosecution case and submitted that the injured discharged from the hospital and there is no previous cases as against the petitioners. However, he opposed the grant of anticipatory bail to the petitioners.

5. Heard both sides and perused the materials available on record.

6. Considering the nature of allegations, injured discharged from the hospital and no previous cases reported as against the petitioner, I am inclined to grant anticipatory bail to the petitioners. subject to certain

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conditions.

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6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance within a period of fifteen (15) days from the date on which the order copy made, before the learned **Judicial Magistrate Court, Sriperumpudur** on condition that each of the petitioners shall execute separate bonds for a sum of **Rs.20,000/- (Rupees Twenty Thousand only) with two sureties** each for a like sum to the satisfaction learned Magistrate concerned, and on further condition that:

(a) If the petitioners fails to surrender before the concerned Magistrate within a period of fifteen (15) 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 Practice, 2019]'. The learned Magistrate shall obtain a copy of any one of identify 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 aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]***;

(e) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

12.01.2026

Vv

To

1. The Judicial Magistrate Court, Sriperumpudur
2. The Inspector of Police,
Mangadu Police Station,
Avadi-Chennai
3. The Public Prosecutor
High Court of Madras,
Chennai 600 104.



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K.RAJASEKAR, J.

Vv

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