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CrI.OP.No. 1374 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.01.2026

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP NO. 1374 of 2026

1.Seshachalam
2.Mukesh
3.Sumathi
4.Madhan
5.Sriram

...Petitioners

Versus

The State rep. by
The Inspector Of Police
Thiruthani Police Station
Tiruvallur District
Crime No. 16 of 2026.

Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail in the event of their arrest pending investigation in Cr.No. 16 of 2026 on the file of the respondent police.

For Petitioners : Mr.A.Logesh
For Respondent : Ms.J.R. Archana
Government Advocate (Criminal Side)

ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 189(2), 126(2), 296(b), 115(2), 118(1), 351(3) of BNS Act, 2023 in Crime No. 16 of 2026 on the file of the respondent Police, seek anticipatory bail.

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2. The allegation against the petitioners is that there was wordy quarrel between the petitioners and the de-facto complainant due to previous enmity, the petitioners have attacked the de-facto complainant with stones and woodenlog, resulting in, the de-facto complainant severely injured. Hence, the case has been registered.

3. The learned counsel for the petitioners submitted that the petitioners have been falsely implicated in this case and they have not committed any offences as alleged by the prosecution and they are ready to co-operate with the investigation, and he prays for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal side) for the respondent police, reiterated the prosecution case and submitted that the injured is discharged from the hospital. He further submitted that this case is a counter case in Crime No. 15 of 2026 has been registered against the de-facto complainant. He opposed to grant anticipatory bail to the petitioners.



5. Heard the learned counsels and perused the materials available on record.

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6. Considering the nature of allegations and the petitioners are not having any previous cases, and the injured is discharged from the hospital and that this case is a counter case in Crime No. 15 of 2026 has been registered against the de-facto complainant, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **District Munsif Cum Judicial Magistrate, Thiruthani**, on condition that the petitioners shall execute a bond for a sum of **Rs.20,000/- (Rupees Twenty 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 fail 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 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 10.30am 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 petitioner in accordance with law as if the aforementioned conditions have been imposed and the petitioner 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.

MSM

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To

1. The District Munsif Cum Judicial Magistrate, Thiruthani.

2. The Inspector Of Police
Thiruthani Police Station
Tiruvallur District
Crime No. 16 of 2026.

3. The Public Prosecutor, High Court of Madras.



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K.RAJASEKAR, J.

MSM

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