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Crl.O.P.No.2318 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.02.2026

CORAM

THE HONOURABLE Mr. JUSTICE K. RAJASEKAR

Crl.O.P.No.2318 of 2026

1.S.Nishanth
(shown as “Nishaneethi” in the FIR)
2.C.Chandru
3.K.Karhik
4.T.Ashok
5.S.Naveen Kumar

... Petitioners

Vs.

The State
Represented by the Inspector of Police,
Kandili Police Station,
Tirupathur District - 635901
(Crime No.32 of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the petitioners on bail in the event of arrest pending investigation in Crime No.32 of 2026 on the file of the respondent police.

For Petitioners : Mr.Samuel S
For Respondent : Ms.J.R.Archana,
Government Advocate (Crl.Side)

ORDER

The petitioners apprehend arrest for the alleged offence **under Sections 190, 126(2), 296(b), 115(2), 118(1) of the Bharatiya Nyaya Sanhita, 2023 and Section 4 of the Prohibition of Harassment of Women Act, 2002** in



Crime No.32 of 2026 on the file of the respondent police seek anticipatory bail.

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2. The allegation against the petitioners is that the petitioners racing their bike in a public road and the same was questioned by the defacto complainant and others there was quarrel arose between them. Due to which, the petitioners abused the defacto complainant with filthy language and also assaulted him by using hands and thereby caused simple injuries. Hence, a case has been registered.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have not committed any offence as alleged by the defacto complainant and they have been falsely implicated in this case due to quarrel between the petitioners and the defacto complainant. He further submitted that they are ready to abide by any conditions that may be imposed by this Court and ready to co-operate with the investigation. Hence, he prayed to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that in this case the petitioners caused simple injuries to the defacto complainant due to quarrel and in this regard no one has been hospitalized in



this case. The learned counsel further submitted that no previous bad antecedents have been registered against them. However, she opposed to grant anticipatory bail to the petitioners.

5. Considering the facts and circumstances of the case, taking note of the submissions made by the learned counsel on both sides, the nature of allegations levelled against the petitioners, no previous bad antecedents have been registered against them; the nature of injury sustained by the defacto complainant is a simple injury and also no one has been hospitalized, I am inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

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 is made ready, before the **learned Judicial Magistrate-II, Tirupattur**, on condition that **the petitioners shall execute a separate 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 conditions:

(a) If the petitioners fails to surrender before the concerned learned 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, everyday at 10.30 a.m., for a period of three 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 petitioners thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

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To

1.The Judicial Magistrate-II, Tirupattur.

2.The Inspector of Police,
Kandili Police Station, Tirupathur District – 635901.



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3.The Public Prosecutor, High Court of Madras.

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K.RAJASEKAR, J.

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