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CRL OP No. 2459 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-02-2026

CORAM

THE HON'BLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 2459 of 2026

Thirumalai Selvam
S/o. Selvaraj,
No.1, Padathanoor,
Simmanapudhur,
Egoor, Thirupathur,
Krishnagiri District - 635 307.

..Petitioner(s)

Vs

The State Rep.by, The Inspector of Police,
Thirupathur Taluk Police Station,
Thirupathur District.
Cr.No.35 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail, in the event of his arrest in Cr.No.35 of 2026 on the file of the Inspector of Police, Thirupathur Taluk Police Station, Thirupathur District.

For Petitioner(s):

Mr.Siddharth S

For Respondent(s):

Ms.J.R.Archana
Government Advocate (Crl.side)



Order

The petitioner, who apprehends arrest by the respondent police for the offences punishable under Sections 296(b), 74, 115(2) & 351(3) of BNS, 2023 in Crime No.35 of 2026 registered on the file of the respondent police, seeks anticipatory bail.

2. The allegation against the petitioner is that a wordy quarrel arose with regard to the preparation of pongal at the temple premises, during which the petitioner allegedly assaulted the defacto complainant, causing injuries. Hence, the present case has been registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, he prays for the grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that the injured has been discharged from the hospital and that the petitioner has no previous case pending against him. Hence, he opposed the grant of anticipatory bail to the petitioner.

5. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondent police and



perused the materials available on record.

6. Considering the nature of the allegations, the fact that the injured was discharged from the hospital and that the petitioner has no previous case pending against him, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order before the ***learned Judicial Magistrate Court No.II, Thirupathur***, on condition that the petitioner 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall report before the respondent police, daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation;

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond either during investigation or trial;



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(e) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the 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) AIR SCW 5560]*; and;

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

04-02-2026

DRL

To

1.The Inspector of Police,
Thirupathur Taluk Police Station,
Thirupathur District.

2.The Judicial Magistrate Court No.II,
Thirupathur District.

3.The Public Prosecutor,
High Court, Madras.



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K.RAJASEKAR J.

DRL

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