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CRL OP No.3803 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 17-02-2026**

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**THE HON'BLE MR.JUSTICE K.RAJASEKAR**

**CRL OP No. 3803 of 2026**

K. MathanKumar

..Petitioner(s)

Vs

The State represented by

The Inspector of Police,

Jayankondam Police Station,

Jayankondam

Ariyalur District

..Respondent(s)

Prayer: This petition is filed under Section 482 of BNSS To enlarge the petitioners on bail in the event of his arrest by the respondent police in Cr.No.97 of 2026 dated 09.02.2026 on the file of the of The Inspector of Police, Jayankondam Police Station, Jayankondam Ariyalur District

For Petitioner

:Mr. E. Thiyaga for B. Balavijayan



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For Respondent

:Ms.J.R. Archana, Government Advocate  
(Crl.Side)**ORDER**

The petitioner, who apprehend arrest for the alleged offence under Sections 296(B), 115(2), 118(2), 351(3) of BNS Act and Section 4 of Tamilnadu Prohibition of Harassment of Women Act- 1998 in Crime No.97 of 2026, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that there was property dispute between the petitioner and the defacto complainant. Due to which this petitioner along with other accused have damaged the compound wall belonging to the defacto complainant and attacked the defacto complainant with stones and also caused injuries to 3 persons. Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that due to property dispute a false case has been foisted against the petitioner and the petitioner has not used any weapons and there was only a wordy quarrel between the petitioner and the defacto complainant. He further submitted that the petitioner has also sustained injuries and admitted in the hospital and a



counter case was also registered. He further submitted that the petitioner has not committed any such offence as alleged by the prosecution and he is ready to co-operate with the investigation and abide by any other stringent conditions that may be imposed by this Court. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and submitted that this petitioner along with other accused have damaged the compound wall belonging to the defacto complainant and attacked the defacto complainant with stones and caused injuries to 3 persons. He further submitted that there is no previous case pending against the petitioner and the injured discharged from the hospital . However, he opposed to grant anticipatory bail to the petitioner.

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

6. Considering the facts and circumstances of the case and the submissions made by both counsel; injured discharged; nature of offence there is no previous case pending against the petitioner. I am inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance within a period of fifteen (15) days from the date on which the order copy made, before the learned **Judicial Magistrate -I, Jayankondam** on condition that the petitioner 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 learned Magistrate concerned, and on further condition that:

(a) If the petitioner 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 petitioner 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner 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]*;

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

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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To.

1. The **Judicial Magistrate -I, Jayankondam**

2. The Inspector of Police,  
Jayankondam Police Station,  
Jayankondam

Ariyalur District

3. The Public Prosecutor,  
High Court of Madras  
Chennai 600 104.



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**K.RAJASEKAR, J.**

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