



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19-02-2026

CORAM

THE HON'BLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 4160 of 2026

Malligarjunan

..Petitioner(s)

Vs

State Rep. by Inspector of Police
J-6 Thiruvanmiyur Police Station,
Chennai.
Crime No. 47/2026.

..Respondent(s)

PRAYER Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory bail in the event of arrest in connection with Cr.No. 47/2026 on the file of the respondent police.

For Petitioner(s): M/s.Sumathi Purushothaman

For Respondent(s): Ms.J.R.Archana
Government Advocate (Crl. Side)

ORDER

The petitioner, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 296(b), 115(2), 118(1), & 351(3) of BNS Act, 2023, in Crime No.47 of 2026, seeks anticipatory bail.

2. The case of the prosecution is that due to wordy quarrel, the petitioner abused and assaulted the defacto complainant with stones and other weapons.



Due to which, the defacto complainant sustained injuries. Hence the complaint.

WEB COPY

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He further submitted that there is a case in counter case against the defacto complainant and a false case has been foisted against the petitioner. Therefore, he prays for grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.side) would submit that the injured has been discharged from the hospital and there are no previous cases against the petitioner. However, she vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the above fact and circumstances of the case and also of the fact that there is case in counter case, the injured has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. 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 ready, before the **learned XVIII Metropolitan Magistrate Court, Saidapet, Chennai**, 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 learned
Magistrate concerned, and on further condition:

(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 petitioner shall report before the respondent police everyday 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 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.

WEB COPY

19-02-2026

GBI

To

1.State Rep. by Inspector of Police
J-6 Thiruvanmiyur Police Station,
Chennai.

Crime No. 47/2026.

2.The XVIII Metropolitan Magistrate Court, Saidapet, Chennai.

3.The Public Prosecutor,
High Court of Madras.



WEB COPY

CRL OP No. 4160 of 2



K.RAJASEKAR, J.

GBI

CRL OP No. 4160 of 2026

19-02-2026