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CRL OP No. 4379 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-02-2026

CORAM

THE HON'BLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 4379 of 2026

Kaviyarasan
S/o. Pandiyan,
No. 442, MGR Nagar,
Nayanaseruvu Village,
Natrampalli Taluk,
Tirupattur District.

..Petitioner(s)

Vs

The State rep. by The Inspector of Police,
Thimmampettai Police Station,
Crime No.,16 of 2026
Tirupattur District

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant Anticipatory Bail to the petitioner in
the event of their arrest in Crime No. 16 of 2026 pending investigation on the
file of the respondent police and thus render justice.

For Petitioner(s):

M.Ganesh

For Respondent(s):

M/S.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) and
351(3) of BNS, 2023 in Crime No.16 of 2026, seeks anticipatory bail.



2. The case of the prosecution is that due to wordy quarrel, the petitioner abused the defacto complainant and assaulted him and caused injuries. Hence the complaint.

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 and 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 Judicial Magistrate Court, Vaniyambadi**, 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.

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MPA

To

1.The Judicial Magistrate Court, Vaniyambadi.
2. The State rep. by The Inspector of Police,
Thimmampettai Police Station,
Crime No.,16 of 2026
Tirupattur District

3.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

MPA

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