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Crl.O.P.No.5485 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.03.2026

CORAM

THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.5485 of 2026

Iyyappan

... Petitioner

Vs.

State rep by
The Inspector of Police,
Gudimangalam Police Station,
Tiruppur District.
(Crime No. 26 of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the petitioner on bail in the event of arrest in Crime No.26 of 2026 on the file of the respondent police.

For Petitioner : Mr.V.K. Vengadesh Durai Raja

For Respondent : Mr. P. Dhileepan
Government Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 296(b), 115(2), 118(1) and 351(3) of BNS, in Crime No.26 of 2026 on the file of the respondent police seeks anticipatory bail.



2. The case of the prosecution is that due to previous enmity, the petitioner along with other accused trespassed into the house of the defacto complainant and attacked him with knife and caused injuries on the face near the eye and also threatened him with dire consequences. Hence, a case has been registered against the petitioner.

3. The learned counsel appearing for the petitioner submitted that the co-accused / A2 & A3 have already been released on anticipatory bail by this Court in Crl.OP.No.3028 of 2026 dated 09.02.2026. He further submitted that the previous anticipatory bail petition was dismissed by this Court on the ground that the injured was not discharged from the hospital, and now the injured has been discharged from the hospital. Hence, he prayed to grant anticipatory bail to the petitioner.

4. Per contra, the learned Government Advocate (Crl.Side) appearing for the respondent did not dispute the said fact of the learned counsel for the petitioner.

5. I have given my anxious consideration to either side submissions.

6. From the submissions made by the learned counsel on either side, it is seen that the petitioner has no bad antecedents. In such a view of the position and also taking into consideration the fact that anticipatory bail was granted to the co-accused, this Court is inclined to enlarge the petitioner on anticipatory bail, 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 is made ready, before the **learned Judicial Magistrate No.II, Udumalpet, Tiruppur**, 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 of the learned Magistrate concerned, and on further conditions:

(a) If the petitioner 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 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;

(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



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as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]***;

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

04.03.2026

DRL

To

1.The Judicial Magistrate No.II,
Udumalpet, Tiruppur.

2.The Inspector of Police,
Gudimangalam Police Station,
Tiruppur District.

3.The Public Prosecutor,
High Court of Madras.



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C.KUMARAPPAN.J.

DRL

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