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Crl.O.P.No.8751 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2026

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THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.8751 of 2026

Ragupathi, S/o.Ramalingam

... Petitioner

Vs.

State, rep. by
The Sub-Inspector of Police,
Perambalur Rural Police Station,
Perambalur Taluk, Perambalur District.

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the petitioner on bail at the event of his arrest in respect of Crime No.306/2025 pending investigation on the file of respondent police Perambalur Rural Police Station, Perambalur, Perambalur District.

For Petitioner : Mr.Sathiyam C.Saravanan

For Respondent : Mr.P.Dhileepan

Government Advocate (Crl.Side)

ORDER

The petitioner herein apprehends arrest at the hands of the respondent police for the offences punishable under Section 105 of BNS Act, 2023 in Crime No.306 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is a Farmer. To protect his crops from wild animals, the petitioner fenced his land. When the



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adjacent land owner, one Nallusami, visited the petitioner's land, there was an electric shock in the fencing. Due to this, he died. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and would submit that he has not at all committed any wrong and he has only fenced his field to protect his crop from the wild animal and only because of an electricity short circuit, the electricity passed through the fencing. He further submitted that he is ready to abide by any conditions that may be imposed by this Court and ready to co-operate with the investigation. 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 strongly opposed this bail application. He submitted that the FIR was given by an expert in the field of electricity, being a Junior Engineer of TNEB, and according to his version, the petitioner has illegal electricity connection for the fence without any authorization from the Government and because of that only, a fatal accident was happened. Hence, he opposed to grant anticipatory bail to the petitioner.

5. Considering the totality circumstances of the case and on the fact that the occurrence took place on 09.12.2025 and at this length of time, no



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custodial interrogation of the petitioner is required. Hence, this Court is inclined to grant anticipatory bail to the petitioner, subject to 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 is made ready, before the **learned Judicial Magistrate – I, Perambalur** 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) The petitioner is directed to deposit a sum of Rs.1,00,000/- (Rupees One Lakh only) before the learned Judicial Magistrate No.I, Perambalur, as a non-refundable amount, to the credit of Crime No.306 of 2025.

(b) Upon such deposit, the respondent police is directed to intimate the wife of the deceased and render necessary assistance to enable her to file an appropriate application for withdrawal of the said amount. On such application being filed, the learned Judicial Magistrate No.I, Perambalur, is directed to consider and permit her to withdraw the said amount on proper identification and in accordance with law.

(c) 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;

(d) 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;

(e) The petitioner shall report before the respondent Police, daily at 10.30 a.m. for a period of 15 days;

(f) 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]*;

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

08.04.2026

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To

- 1.The Judicial Magistrate – I, Perambalur.
- 2.The Sub-Inspector of Police, Perambalur Rural Police Station, Perambalur Taluk, Perambalur District.
- 3.The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN, J.

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