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Crl.O.P.No.9928 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.04.2026

CORAM

THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.9928 of 2026

Vengatesan @ Vengatesh,
S/o.Govindaraj

... Petitioner

Vs.

State by
Inspector of Police,
Kandili Police Station,
Thirupathur District.
(Crime No.92 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 his arrest by the respondent police in Crime No.92 of 2026 on the file of the Inspector of Police, Kandili Police Station, Thirupathur District or on his appearance before the concerned Court.

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

ORDER

The petitioner herein apprehend arrest at the hands of the respondent police for the offences punishable under **Sections 296(b), 115(2), 190, 351(3), 308(4), 127(2), 61(2) of BNS, 2023** read with **Section 4 of the Tamil Nadu Prohibition of Charging Exorbitant Interest Act, 2003** in **Crime No.92 of 2026**, on the file of the respondent Police, seek anticipatory bail.



2. The case of the prosecution is that the petitioner abused the de-facto complainant in filthy language and attacked him along with other accused due to a money dispute. It is further alleged that the petitioner threatened the defacto complainant with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that there are totally 6 accused in this case. The petitioner is A5 and the petitioner is an innocent person and he has been falsely implicated in this case. It is further submitted that the co-accused in this case have already been granted bail by the learned Judicial Magistrate No.II, Tirupattur. It is further submitted that the petitioner is are ready to co-operate with the investigation and abide by any other stringent conditions that may be imposed by this Court. Hence, he prayed for the grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and strongly opposed the bail application on the ground that the petitioner exhorted the co-accused to attack the de-facto complainant and the amount cheated by the petitioner is Rs.14 lakhs. Hence, he opposed to grant anticipatory bail to the petitioner.



5. Considering the totality circumstances of the case and on the fact that the co-accused have already been released on bail and the FIR came to be registered on 10.03.2026, this Court is of the view that the custodial interrogation of the petitioner is not required at this length of time. 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 No.II, Thirupathur**, on condition that **the petitioners 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;



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(c) The petitioner shall report before the respondent Police, everyday at 10.30 a.m. until further orders;

(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]***;

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

21.04.2026

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To

- 1.The Judicial Magistrate No.II, Thirupathur.
- 2.The Inspector of Police, Kandili Police Station, Thirupathur District.
- 3.The Public Prosecutor, High Court of Madras.

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