



WEB COPY

CRL OP No.9749 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20-04-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No.9749 of 2026

1. A.Ajith Kumar
S/o.Arumugam,
No.270, Ponniyamman Koli Street,
Karigiri, Katpadi,
Vellore-632106.
2. T.Thangatamilvanan
S/o.Thennarasu,
No.1/69, Pillyar Koil Street,
Karigiri, Katpadi,
Vellore-632106.

...Petitioners/A1 and A2

Vs

State represented by
The Sub Inspector of Police,
Brahmapuram Police Station,
Vellore District.
Crime No.42 of 2026

...Respondent/
Complainant

Prayer : Criminal Original Petition filed under Section 482 of BNSS to enlarge the petitioners on bail in the event of arrest in connection with Crime No.42 of 2026, pending investigation on the file of respondent police.

For Petitioners : Mr.S.K.Mageshwaran

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



ORDER

The petitioners/A1 and A2, who apprehend arrest for the alleged offences under Sections 126(2), 296(b), 115(2), 118(1) and 351(2) of BNS, in Crime No.42 of 2026, on the file of the respondent police, seek anticipatory bail.

2. The allegation against the petitioners is that the petitioners questioned the *de-facto* complainant about the rash driving of the vehicle and thereafter, got enraged by such conduct of the *de-facto* complainant, these petitioners went to the *de-facto* complainant's residence and assaulted him with stones. Due to the same, the *de-facto* complainant sustained simple injuries near his eyes and was discharged from the hospital on the same day. Hence, the case.

3. The learned counsel for the petitioners submitted that the petitioners are innocents and they have not committed any offence as alleged by the *de-facto* complainant. He also submitted that the FIR was registered on 29.03.2026. He further submitted that they are ready to abide by any stringent condition that may be imposed by this Court and they are ready to cooperate for the investigation. Hence, he prays to grant anticipatory bail to the petitioners.



4. The learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution's case and opposed to grant anticipatory bail to the petitioners.

5. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl.Side) for the respondent.

6. The allegation against these petitioners is that the petitioners/A1 and A2 questioned the *de-facto* complainant about the rash driving of the vehicle and thereafter, got enraged by such conduct of the *de-facto* complainant, the petitioners went to the *de-facto* complainant's residence and assaulted him with stones. Due to the same, the *de-facto* complainant sustained simple injuries near his eyes and was discharged from the hospital on the same day.

7. Taking into consideration of the registration of the FIR on 29.03.2026 and upon the nature of the allegation against these petitioners, this Court is of the firm view that the custodial interrogation of the petitioners is not required. Hence, this Court is inclined to enlarge them on anticipatory bail, subject to certain conditions:



8. Accordingly, the petitioners are ordered to be released on anticipatory bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date on which the order copy made ready, before **the learned Judicial Magistrate, Katpadi**, on condition that **the petitioners shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only), each with two sureties** each for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioners fail 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 petitioners shall sign before the respondent police twice a day at 10.30 a.m., and 5.30 p.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 anticipatory bail by the learned Magistrate/Trial Court themselves as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]***;

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

20-04-2026

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Copy to:

1. The Judicial Magistrate,
Katpadi.
2. The Sub Inspector of Police,
Brahmapuram Police Station,
Vellore District
3. The Public Prosecutor,
High Court of Madras.



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C.KUMARAPPAN, J.

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