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Crl.O.P.No.11614 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.05.2026

CORAM

THE HONOURABLE MR.JUSTICE P.DHANABAL

Crl.O.P.No.11614 of 2026

S.Subashsanthiraboss

...Petitioner

Vs.

State rep. by,
The Inspector of Police,
Vriddhachalam Police Station,
Cuddalore District.
Crime No.217 of 2026.

...Respondent

Criminal Original Petition filed under Section 482 of BNSS,
seeking to enlarge the petitioner on bail in the event of his arrest in Crime
No.217 of 2026, pending on the file of the respondent police.

For Petitioner : Mr.S.Ramajayam

For Respondent : Mr.A.Gopinath
Government Advocate (Criminal Side)

ORDER

The petitioner, who apprehends arrest at the hands of the
respondent police for the offences punishable under Sections 296(b),
115(2), 118(1), 109 & 351(3) of BNS, 2023 in Crime No.217 of 2026 on
the file of the respondent police, seeks anticipatory bail.



2. It is the case of the prosecution that, due to a dispute regarding a temple, a wordy quarrel arose between the accused persons and the de facto complainant, during which, the petitioner, along with other accused, abused the de facto complainant in filthy language and assaulted him. Hence, the case.

3. Learned counsel for the petitioner submitted that the petitioner is innocent and has not committed any offence as alleged by the prosecution and that, the de facto complainant is the actual aggressor, who assaulted the petitioner and his family members. However, the respondent police failed to register an FIR based on the complaint given by the petitioner's mother. He further submitted that the injured has been discharged from the hospital and that the petitioner is ready to abide by any stringent conditions imposed by this Court. Hence, he prayed for the grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (CrI. Side) appearing for the respondent, reiterated the prosecution case and submitted that there is no previous case pending against the petitioner. Hence, he vehemently opposed the grant of anticipatory bail to the petitioner.



5. Heard both sides and perused the materials available on record.

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6. Considering the submissions made by the learned counsel on either side and also considering the fact that the injured has been discharged from the hospital and that there are no previous cases pending against the petitioner, I am inclined to grant anticipatory bail to the petitioner on 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 days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate No.I, Virudhachalam**, on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)**, with two sureties each for a like sum to the satisfaction of the respondent Police or the Police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further conditions that:

[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;



[b] the petitioner shall report before the respondent police every Saturday at 10.30 a.m., for a period of four weeks and thereafter as and when required for interrogation;

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioner shall not abscond either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 269 B.N.S.

13.05.2026

skt/gd



To:

1. The Judicial Magistrate No.I,
Virudhachalam.
2. The Inspector of Police,
Virudhachalam Police Station,
Cuddalore District.
3. The Public Prosecutor,
High Court, Madras.



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P.DHANABAL, J.

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