



WEB COPY

CRL OP No. 11700 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-05-2026

CORAM

THE HON'BLE MRS.JUSTICE L.VICTORIA GOWRI

CRL OP No. 11700 of 2026

S.Thirumurugan

..Petitioner

Vs

The State Rep by,
The Inspector of Police,
Mailam Police Station,
Villupuram District.
(Crime No. 135 of 2026

..Respondent

Prayer:- Criminal Original Petition filed under Section 528 of B.N.S.S., to release the petitioner on anticipatory bail in the event of his arrest in Crime No.135 of 2026 pending on the file of the respondent police.

For Petitioner(s):

Mr.T.Elumalai

For Respondent(s):

Mr.A.Gopinath
Government Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offence **under Section 303 of BNS, in Crime No.135 of 2026** on the file of the respondent police seeks anticipatory bail.



2. The case of the prosecution is that the petitioner along with other accused committed theft of one goat belonged to the complainant. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.side) appearing for the respondent, while opposing the grant of anticipatory bail, reiterated the prosecution case and, on instructions, he would further submit that the value of the goat is Rs.15,000/- and that the property has been recovered. He added that there is no previous case pending against the petitioner.

5. At this juncture, the learned counsel for the petitioner submitted that the petitioner, without prejudice to his defence and contention, is ready and willing to deposit of Rs.5,000/- to any charity. Hence, he prays for grant of anticipatory bail to the petitioner.

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



7. Considering the facts and circumstances of the case, the submissions made by the learned counsels on either side, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

8. Accordingly, the petitioner is ordered to be released on anticipatory bail on his executing 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 learned **Judicial Magistrate No.II, Tindivanam at Villupuram District**, and on further conditions that:

[a] 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 the identity proofs to ensure their identity;

[b] The petitioner shall deposit a sum of **Rs.5,000/- (Rupees Five Thousand only) (Non refundable)** towards the account of **CANCER INSTITUTE (WIA), Adayar, Savings Bank Account maintained at Andhra Bank, Madhya Kailash Branch, Cancer Institute(WIA), Dr.S.Krishnamurthi Campus, Sardar Patel Road, Chennai-36, bearing SB Account No.149710011005477, IFS Code No.ANDB0001497, Branch Name and Code 1497, MICR No.600011049** and to produce the Bank Challan before the **Judicial Magistrate No.II, Tindivanam at Villupuram District** and the receipt shall be produced at the time of executing the bond;



[c] the petitioner shall report before the respondent Police daily at 10.30 a.m., for a period of two weeks; thereafter as and when required for interrogation;

[d] the petitioner shall make himself available for interrogation by a Police Officer as and when required;

[e] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[f] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[g] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283]**;

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

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To

1. The Judicial Magistrate No.II, Tindivanam at Villupuram District.
2. The Inspector of Police,
Mailam Police Station,
Villupuram District.
3. The Public Prosecutor, High Court of Madras.



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L.VICTORIA GOWRI, J.

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