



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 12513 of 2026

Selvaraj
S/o. Duraisamy,
No.14/6, Samy Gavundar Street.
Desur (TP), Tiruvannamalai District,

..Petitioner(s)

Vs

State by Inspector of Police
Desur Police Station,
Tiruvannamalai District.
Crime No. 45/2026.

..Respondent(s)

Prayer:

Criminal Original Petition filed under Section 482 of BNSS, to enlarge the Petitioner on bail in the event of his arrest in connection with Crime No.45 of 2026 on the file of the Respondent Police and thus rendering justice.

For Petitioner(s): Mr.Sriram

For Respondent(s): Mr.S.Balaji, GA (Crl.side)

Order

The petitioner / Accused, who apprehends arrest in the hands of the respondent police for the offences punishable under Section 324(3) of BNS, in connection with the Cr. No.45 of 2026, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner had illegally cut down the palm trees in the complainant's land without any prior permission. In this



regard, a complaint was lodged before the respondent-police on 03.05.2026. Based on the said complaint, a case was registered against the petitioner. Hence, the case.

3. The learned counsel for the petitioner would contend that the petitioner did not commit any offence as alleged by the complainant and the above case has been foisted against him by the respondent-police without verifying the real facts and circumstances. Further, he would submit that the petitioner has no previous case. Hence, the petitioner may be released on anticipatory bail.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that based on the complaint received from the complainant on 03.05.2026, they registered the case in Cr. No.45 of 2026 against the petitioner for the offence under Section 324(3) of BNS and the case is under investigation. Hence, he strongly opposed to grant anticipatory bail to the petitioner.

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

6. Considering the rival submissions on either side, considering the nature of offences, it appears that the dispute between the parties is only



pertaining to a land dispute, which is civil in nature, considering the fact that there is no previous case pending against this petitioner, I am inclined to grant anticipatory bail to the petitioner subject to the following 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 on which the order copy made ready, before the **Judicial Magistrate, Vandavasi**, 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 learned Magistrate concerned and on further condition that:

[a] the petitioner shall report before the respondent police every Saturday for a period of 4 weeks and thereafter as and when required;

[b] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer;

[c] the petitioner shall not leave India without the previous permission of the Court;

[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.2023.

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
nsa/rst

Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To:

- 1.The Judicial Magistrate,
Vandavasi
2. The Inspector of Police
Desur Police Station,
Tiruvannamalai District.
- 3.The Public Prosecutor,
High Court, Madras.



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P.DHANABAL J.

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