



Crl.O.P.No.12843 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.05.2026

CORAM

THE HON'BLE MR. JUSTICE **P.DHANABAL**

Crl.O.P.No.12843 of 2026

E.Sakthi

... Petitioner

Vs.

State rep. by:

The Inspector of Police,
Pagandai Kootusalai Police Station,
Kallakurichi District.
Crime No.40 of 2026.

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of BNSS, pleaded to grant anticipatory bail in the event of arrest by the respondent police in Crime No.40 of 2026 on the file of the respondent police.

For Petitioner : Mr.B.Pachaiyappan

For Respondent : Mr.S.Balaji
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), and 296 (b), 115(2), 118(1), 324(2), 351(3) and 126(2) of the Bharatiya Nyaya Sanhita (BNS) 2023/147, 148, 294(b), 323, 324, 426, 506(ii) and 341 of Indian Penal



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Code, 1860, in connection with Cr.No.40 of 2026, seeks anticipatory bail.

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2 The case of the prosecution is that due to previous enmity a quarrel arose between the petitioner and the de facto complainant. In connection therewith, the accused allegedly called the complainant and induced him to come to the bike racing spot, where he was abused in filthy language, assaulted with an iron rod on the head, attacked with stones, and threatened with dire consequences. Hence, the case was registered.

3 The learned counsel for the petitioner submits that the petitioner is an innocent person and he has been falsely implicated as accused in the case. Hence, he seeks anticipatory bail.

4 The learned Government Advocate (Crl.Side) appearing for the respondent reiterated the prosecution case and submits that there is no previous case pending as against the petitioner and the injured has been discharged from the Hospital.

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



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6 Considering the nature of the offence and the fact that the injured was discharged from the Hospital and there is no previous case is pending against the 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, Sankarapuram** 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, **on every Saturday at 10.30 a.m., for a period of four weeks and thereafter, as and when required for interrogation.**

[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 him 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.



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[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 absconds, a fresh FIR can be registered under Section 269 B.N.S.2023.

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vsn/vji

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 official website of this Court will be watermarked and will also have a QR code.



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To

1. The Judicial Magistrate,
Sankarapuram.
2. The Inspector of Police,
Pagandai Kootusalai Police Station,
Kallakurichi District.
3. The Public Prosecutor,
High Court, Madras.



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P.DHANABAL, J.

vsn/vji

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