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CRL OP No. 14115 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-06-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 14115 of 2026

M Yamunesh
S/o.Muthukumar
Pachampalayam, Avinashi,
Tiruppur District – 641 654.

..Petitioner(s)

Vs

The State Rep By, The Inspector of Police
Avinashi Police Station,
Tiruppur District.
(Cr.No.347/2026)

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of BNSS, 2023, to enlarge the Petitioner on bail in the event of his arrest in Cr. No.347/2026 on the file of the Respondent Police.

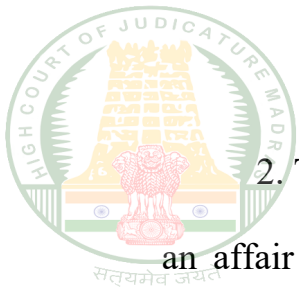
For Petitioner(s): Mr. K.Govi Ganesan

For Respondent(s): MS.R.S.INDIRA,
GOVT.ADVOCATE (CRL.SIDE)

For Intervener: MR.MANOJ VEER SHIVAJI

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 296(B), 118(2) and 351(3) of BNS, 2023 in Crime No.347 of 2026 on the file of the respondent police seeks anticipatory bail.



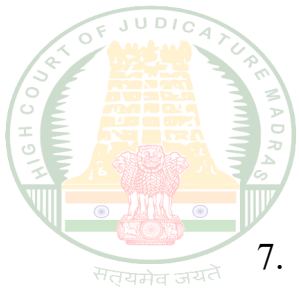
2. The allegation against the petitioner is that the defacto complainant had an affair with the petitioner's father and, when the petitioner questioned the same with the defacto complainant, a wordy quarrel broke out, which subsequently escalated into an assault, thereby causing injuries to the defacto complainant. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that he is ready to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned counsel for the intervener objected to the anticipatory bail application and opposed the grant of anticipatory bail to the petitioner.

5. The learned Government Advocate (Crl.side) appearing for the respondent police reiterated the prosecution case and submitted that the alleged occurrence took place on 22.05.2026 and that the injured was discharged from the hospital on the very same day. Hence, he opposed to grant anticipatory bail to the petitioner.

6 I have given anxious consideration to the submissions made by the learned counsel on either side and also perused the records available.



7. Taking into consideration the totality of the circumstances and the fact that the injured had been discharged from the hospital and the FIR came to be registered on 22.05.2026, this Court is of the firm view that, at this length of time, custodial interrogation of the petitioner is not required. Hence, this Court is inclined to grant anticipatory bail to the petitioner subject to certain conditions.

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

(a) If the petitioner fails to surrender before the concerned learned 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 slip (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;



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(c) The petitioner shall report before the respondent police daily at 10.30 a.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 petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]*;

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

10-06-2026

DRL

To

1.The Judicial Magistrate,
Avinashi.

2. Inspector of Police,
Avinashi Police Station,
Tiruppur District

3.The Public Prosecutor,
High Court, Madras.



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C.KUMARAPPAN, J.

DRL

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