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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31446 of 2026

CNR: {HCMA012412982026}

Vellai Ponnu @ Ganesh @ Ganesan

..Petitioner(s)

Vs

The State Rep. by,
The Inspector of Police
Kannankurichi Police Station,
Salem District.
Crime No.137 of 2026.

..Respondent(s)

PRAYER

This Criminal Original Petition is filed under Section 482 of BNSS praying to enlarge the Petitioner on bail in the event of arrest in Cr.No.137 of 2026 on the file of the Respondent and thus render justice.

For Petitioner(s): Mr.Hasnah. P

For Respondent(s): Mr.R.Rajasekaran
Government Advocate (crl.side)

ORDER

The petitioner apprehends arrest for the alleged offences under Sections 191(2), 191(3), 296(b), 115(2), 118(1), 351(3) of BNS and 3(1) of Prevention of Damage to Public Property Act 1984 in Crime No.**137 of 2026** on the file of the respondent police seeks anticipatory bail.

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2. The case of the prosecution is that on 10.05.2026, a wordy altercation arose during an election victory celebration. When the de facto complainant intervened, the petitioner allegedly abused and assaulted him with a wooden stick. Thereafter, the petitioner, along with other accused persons, allegedly followed him to his house, criminally intimidated him, and caused damage to the property.

3. The learned counsel for the petitioner submitted that the petitioner is innocent, a false case has been foisted against him, and he has not committed any offence as alleged by the prosecution. He further submitted that the co-accused, namely A1, A3, and A4, have already been granted anticipatory bail by this Court vide order dated 21.09.2026 passed in Crl.O.P. No. 26660 of 2026. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court.

4. *Per contra*, the learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that the petitioner has eight previous cases registered against him. He further submitted that, recently, on 13.10.2026, a case in Crime No. 323 of 2026 was registered against him. Hence, he strongly opposed the grant of anticipatory bail to the petitioner.

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5. I have given my anxious consideration to either side submissions.

6. Considering the nature of the allegations and the fact that the co-accused have already been granted anticipatory bail, this Court is of the firm view that the custodial interrogation of the petitioner is not required. Hence, this Court is inclined to enlarge the petitioner on anticipatory bail, subject to 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 (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate No.IV, Salem** 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 am for a period of 30 days 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 is 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.

30-10-2026

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

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To

1. The Judicial Magistrate No.IV,
   Salem

2. The Inspector of Police
   Kannankurichi Police Station,
   Salem District.

3. The Public Prosecutor,
   High Court, Chennai.

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N.RAMESH, J.

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