Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30284 of 2026

CNR: {HCMA012505862026}

1. Ayyar
2. Prakash
3. Srinivasan
4. Vasu
5. Parimala
6. Saraswathi
7. Vijaya
8. Chandraleka
9. Perumal

..Petitioner(s)

Vs

The State represented by
The Inspector of Police
Mecheri Police Station,
Salem District.
Crime No.449 of 2026.

..Respondent(s)

PRAYER

This Criminal original petition is filed under Section 482 of BNSS, praying to grant anticipatory Bail to the petitioners in the event of their arrest in

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Crime No.449 of 2026 on the file of the Respondent Police and pass such further or other orders.

For Petitioner(s): Mr. V Vadivalagia Nambi

For Respondent(s): Mr. R. Rajasekaran, Government Advocate (Crl. Side)

ORDER

The petitioners apprehend arrest for the alleged offences under Sections 191(2), 296(b), 115(2), 118(1) and 351(3) of BNS read with Section 4 of the Tamil Nadu Prohibition of Harassment of Women (Amendement) Act 2002 **in Crime No.449 of 2026** on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that owing to a pathway dispute between the family members, a wordy quarrel arose between them which escalated into an assault. Further, the petitioners threatened the de facto complainant's family members with dire consequences.

3. The learned counsel for the petitioners submitted that the petitioners are innocent, a false case has been foisted against them, and they have not

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committed any offence as alleged by the prosecution. He further submitted that regarding the same occurrence, the petitioners have also lodged a counter-complaint against the de facto complainant's family members, which was registered as Crime No. 450 of 2026 before the respondent police. He further submitted that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court.

4. Per contra, the learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and the victim sustained simple injuries. However, he opposed to grant anticipatory bail to the petitioners.

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

6. Considering the nature of the allegations, the civil nature of the dispute between the parties, and the fact that the injuries sustained are simple in nature, as well as the submissions made by the learned counsel on either side, this Court is of the firm view that the custodial interrogation of the petitioners is not required. Hence, this Court is inclined to enlarge the petitioners on anticipatory bail, subject to certain conditions.

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7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their 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.II, Mettur** on condition that **each of the petitioners 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 petitioners fail 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;

(c) **The petitioners shall report before the respondent police daily at 10.30 am for a period of two weeks and thereafter as and when required;**

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioners in accordance with law as if the conditions have been imposed and the petitioners are released on

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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 petitioners thereafter abscond, a fresh FIR can be registered under Section 269 of BNS Act.

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

MFA

To

1. The Judicial Magistrate No.II,
   Mettur.

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

3. The Public Prosecutor,
   High Court, Chennai

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N.RAMESH, J.

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