WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30398 of 2026

1.Rajappa,
S/o.Nadesan

2.Ananthavalli,
W/o.Rajappa ...Petitioner 1&2 /Accused 1&2

Vs

The State of Tamil Nadu,
Rep.by The Inspector of Police,
Keevalur Police Station,
Nagapattinam District. ...Respondent/Complainant
Crime No.376 of 2026

Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) 2023, to enlarge the petitioners on bail in the event of their arrest by the respondent police in Crime No.376 of 2026.

For Petitioner(s): Mr.G.Balachandar
For Respondent(s): Mr. R. Rajasekaran,
Government Advocate (Crl.side)

ORDER

The petitioners, apprehending arrest at the hands of the respondent Police for the alleged offences punishable under Section 296(b), 118(1), 351(3) of BNS, 2023, in Crime No. 376 of 2026 on the file of the respondent police seeks anticipatory bail.

https://www.mhc.tn.gov.in/judis

WEB COPY

2. The case of the prosecution is that, in brief, is that a family dispute arose between the de-facto complainant, a retired Deputy Superintendent of Police, and his elder brother, Rajappa, and Rajappa's wife, Anandavalli, regarding ancestral property. Though a settlement was executed before village elders on 01.10.2025, the accused allegedly continued to harass the de-facto complainant, who subsequently gave a statement while undergoing inpatient treatment at Orathur Government Medical College Hospital, leading to the registration of FIR No.61 of 2026.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and the they have been falsely implicated in this case. He further submitted that that there is no specific allegation against the petitioners and the petitioners are ready to abide by any stringent condition that may be imposed by this Court and to co-operate with the investigation. Hence, he prayed for grant of anticipatory bail to the petitioners.

4.The learned Government Advocate (Criminal Side) opposed the petition, submitting that the case arose out of a family dispute over ancestral property and that the investigation is in progress. Hence, he sought dismisssal of the petition.

https://www.mhc.tn.gov.in/judis

WEB COPY

5. Considering the nature of the allegations and the dispute between the parties over ancestral property, this Court is inclined to grant anticipatory bail to the petitioners, subject to the following conditions.

6. Accordingly, the petitioners are ordered to be released on anticipatory 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 District Munsif Cum Judicial Magistrate at Kilvelur, Nagapattinam District,** on condition that **the petitioner shall execute a bond for a sum of Rs.25,000/- each (Rupees Twenty Five 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 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 ship (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;

https://www.mhc.tn.gov.in/judis

Order QR

WEB COPY

(c) The petitioners shall report before the respondent Police, daily at 10.30 a.m. until further orders;

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

27-10-2026

nvi

To

1.The District Munsif Cum Judicial Magistrate,
at Kilvelur, Nagapattinam District.

2.The Inspector of Police,
Keevalur Police Station,
Nagapattinam District.

3.The Public Prosecutor,
High Court of Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

N.RAMESH,J.,

nvi

CRL OP No. 30398 of 2026

27-10-2026

https://www.mhc.tn.gov.in/judis

WEB COPY

https://www.mhc.tn.gov.in/judis