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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. 30594 of 2026

CNR: {HCMA012521382026}

Guna @ Kunnan @ Maaduvetti
S/o Sadaiyan,
No.33/33, Maniyakkarar,
Pukkiravari, Chinna Salem Taluk,
Kallakurichi District.

..Petitioner(s)

Vs

The State Rep. by, The Inspector of Police
Chinnasalem Police Station,
Kallakurichi District.
Crime No.233 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the Petitioner on bail in the event o the Petitioners arrest in Cr.No.233 of 2026 on the file of Respondent Police and pass such further or other orders as this Honble Court may deem fit and proper in the circumstances of the case and thus render justice.

For Petitioner(s): Babu Varadharajan
For Respondent(s): Mr.R.Rajasekaran, Govt.Advocate (Crl.Side)

ORDER

The petitioner, apprehending arrest at the hands of the respondent Police for the alleged offences punishable under Sections 191(2), 191(3), 296(b), 115(2), 118(1), 351(3) of BNS in Crime No.233 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 09.07.2026, owing to civil dispute between the parties, the petitioner assaulted the defacto complainant, as a result of which the defacto complainant sustained injuries. Hence, the complaint.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any such offences as alleged by the prosecution and he has been falsely implicated in this case. He further submitted that the co-accused A1 to A3 were granted anticipatory bail by this Court in Crl.O.P.No.24246 of 2026 dated 09.09.2026 and that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Criminal Side) appearing for the respondent Police, reiterated the prosecution case and he submitted that injured discharged from the hospital. However, he opposed to grant anticipatory bail to the petitioner.

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

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6. Considering the nature of the allegation and the relationship between the parties and also considering the fact that the injured had been discharged from the hospital and the co-accused A1 to A3 were granted anticipatory bail by this Court, this Court is inclined to grant anticipatory bail to the petitioner, 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 District Munsif cum Judicial Magistrate, Chinna Salem,** on condition that **the petitioner shall execute a bond for a sum of Rs.15,000/- (Rupees Fifteen 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 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;

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Order QR

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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 was 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 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

MPA

To
1. District Munsif cum Judicial Magistrate, Chinna Salem.

2.The Inspector of Police
Chinnasalem Police Station,
Kallakurichi District.
Crime No.233 of 2026.

3. The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

MPA

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