Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30822 of 2026

CNR: {HCMA012562142026}

1. Ayyappan
2. Surya

..Petitioner(s)

Vs

The State Rep by its
The Inspector of Police
F-5, Choolaimedu Police Station,
Chennai
Crime No.483 of 2026.

..Respondent(s)

PRAYER :

Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on Anticpatory Bail in the event of their arrest in Crime No.483 of 2026 dated 08.10.2026 on the file of the Respondent police and thus render Justice.

For Petitioner(s): Mr.Kathir MN

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

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The petitioners apprehend arrest for the alleged offences under Sections 296(b), 115(2), 118(1), 351(3) of BNS **in Crime No.483 of 2026** on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that a domestic dispute arose between the de facto complainant and his wife. On the date of the occurrence, the first accused (A1) contacted the de facto complainant over his mobile phone and directed him to come to the scene of the incident. Upon his arrival, a verbal altercation ensued between them. A1 allegedly assaulted the de facto complainant with his hands. Concurrently, the other accused persons (the petitioners herein), who are friends of A1, arrived at the scene and also assaulted the de facto complainant, resulting in him sustaining physical injuries.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and a false case has been foisted against them and that they have not committed any offence as alleged by the prosecution. He further submitted that the petitioners are ready to abide by any stringent condition that may be imposed by this Court.

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

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

6. Considering the facts and circumstances of the case, the nature of the allegations, and the underlying dispute between the parties, and further taking into consideration that the petitioners herein are merely friends of the first accused (A1), 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.

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 XVII Metropolitan Magistrate, Saidapet, Chennai** 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:

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(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 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 are 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 abscond, a fresh FIR can be registered under Section 269 of BNS Act.

23-10-2026

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

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To

1.The XVII Metropolitan Magistrate,
Saidapet, Chennai.

2.The Inspector of Police
F-5, Choolaimedu Police Station,
Chennai.

3.The Public Prosecutor,
High Court, Chennai.

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N.RAMESH, J.

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