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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. 30862 of 2026

CNR: {HCMA012564012026}

Sureshkumar @ Annai

..Petitioner(s)

Vs

State Rep. by
The Inspector of Police
H-8, Tiruvottiyur Police Station,
Chennai.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on Anticipatory Bail in the event of his arrest by the respondent police pending investigation in Crime No.620 of 2026 on the file of respondent police and thus render justice.

For Petitioner(s): Mr.D.Sugumar

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

ORDER

The petitioner apprehends arrest for the alleged offences under Sections 115(2), 118(1), 296(b), 351(3) of BNS in Crime No.**620 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 the date of the occurrence, while the de facto complainant was standing outside a shop, the petitioner, along with the other accused, engaged in a wordy quarrel that escalated into a physical assault, thereby causing injuries to the de facto complainant.

3. The learned counsel for the petitioner submitted that the petitioner is innocent, that a false case has been foisted against him, and that he has not committed any offence as alleged by the prosecution. He further submitted that the respondent police have threatened to implicate the petitioner in further false cases. It was also 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's case and submitted that the petitioner is a history-sheeter with four previous cases pending against him. While he fairly conceded that no one was injured in the incident, he nonetheless opposed the grant of anticipatory bail to the petitioner in view of his criminal antecedents.

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

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6. Considering the nature of the allegations, the overall facts and circumstances of the case, the submissions made by the learned counsel on either side, and the fact that no one sustained any injury, this Court is of the 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, Thiruvottiyur o**n 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 jurisdictional Magistrate 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 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.

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

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To

1.The Judicial Magistrate,
Thiruvottiyur.

2.The Inspector of Police
H-8, Tiruvottiyur Police Station,
Chennai.

3.The Public Prosecutor,
High Court, Chennai.

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N.RAMESH, J.

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