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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31390 of 2026

CNR: {HCMA012572632026}

Sudhakar
S/o Kannan,
No.2/479,
Pillayar Koil St.,
Narayanapuram,
Walajapet, Ranipet District.

..Petitioner(s)

Vs

The State rep by The Inspector of Police
Walajapet Police Station,
Ranipet District.
Cr.No.426/2026

..Respondent(s)

PRAYER : Criminal Original Petition filed filed under Section 482 of BNSS praying to enlarge the Petitioner on anticipatory bail in the event of his arrest by the respondent in Cr.No.426 of 2026 on the file of the respondent herein and thus render justice.

For Petitioner(s): Mr.Magesh Kumar G

For Respondent(s): Mr.R.Rajasekaran
Counsel for Government (Crl. Side)

ORDER

The petitioner apprehends arrest for the alleged offences under Sections 196, 299, 353(2) of BNS, in Crime No.426 of 2026, on the file of the respondent police and seeks anticipatory bail.

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2. It is a case of alleged hate speech in social media on 20.10.2026. The defacto complainant, who is the representative of Tamizhaga Makkal Jananayaga Katchi has given complaint to the respondent alleging that the petitioner has made statement in the social media promoting enmity among the different groups. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. He further submitted that he had deleted the said post in the social media. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the case of the prosecution and opposed the grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, and taking into account the submissions made by both sides and the fact that investigation has almost been completed and said post also been deleted, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

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6. Accordingly, , the petitioner is 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, Walajah,** on 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 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;

(c) The petitioner shall report before the respondent Police daily at 10:30 A.M., for a period of fifteen days and thereafter as and when required for interrogation

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Order QR

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

30-10-2026

SMA

To

1. Judicial Magistrate No.II, Walajah

2.The Inspector of Police
Walajapet Police Station,
Ranipet District.

3. The Public Prosecutor,
Madras High Court.

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N.RAMESH, J.

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