WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31400 of 2026

CNR: {HCMA012578832026}

1. Raju
   S/o Paramasivam,
   D.No. 5-13/117,
   Sandaithanampatti,
   Kour Village,
   Andikarai Post,
   Mettur Taluk,
   Salem District.
2. Poovarasan
   S/o Raju,
   D.No. 5-13/117,
   Sandaithanampatti,
   Kour Village,
   Andikarai Post,
   Mettur Taluk,
   Salem District.

..Petitioners(s)

Vs

The State Represented by Inspector of Police
Karumalaikoodal Police Station,
Salem District.
Crime No.311 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of BNSS praying to grant Anticipatory Bail to this petitionerss in the event of their arrest or on their appearance before any court in connection with the case in Crime No.311 of 2026 pending investigation on the file of the respondent police and thus render Justice.

For Petitioners(s): M/s.D Lakshmipathy

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

WEB COPY

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

ORDER

The petitioners apprehends arrest for the alleged offences under Sections 296(b), 115(2), 118(1) and 351(3) of BNS, 2023, in Crime No.311 of 2026, on the file of the respondent police and seeks anticipatory bail.

2. The case of the prosecution is that on 05.10.2026, there was a wordy quarrel between the defacto complainant's son and the A2's son and on the same day evening, when the defacto complainant's son was standing in the bus stop, 1st accused, who is the grandfather of A2's son had assaulted the defacto complainant' son and thereafter defacto complainant's wife went to the tea shop and questioned the accused, for which, the petitioners attacked the defacto complainant by using wooden log, due to which, defacto complainant's sustained simple injuries. . Hence, the case.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case. He further submitted that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed to grant anticipatory bail to the petitioners.

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

WEB COPY

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 petitioners. He further submitted that the injuries are simple in nature.

5. Considering the nature of dispute and the fact that the defacto complainant sustained simple injuries and taking into account the submissions made by both sides and the fact that investigation has almost been completed, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. 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 Judicial Magistrate No.II, Mettur,** on condition that **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:

(a) If the petitioners 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

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

Order QR

WEB COPY

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 petitioners 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

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

30-10-2026

SMA

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

WEB COPY

To

1. Judicial Magistrate No.II, Mettur

2.Inspector of Police
Karumalaikoodal Police Station,
Salem District.

3. The Public Prosecutor,
Madras High Court.

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

WEB COPY

N.RAMESH, J.

SMA

CRL OP No. 31400 of 2026

30-10-2026

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