WEB COPY

Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31327 of 2026

CNR: {HCMA012578922026}

1. K.Venkatesh

2. R.Vinoth

3. T.Ambalavanan

..Petitioner(s)

Vs

The State Rep by
The Inspector of Police
Brammadesam Police Station,
Tiruvannamalai District.
Crime no.148 of 2026.

..Respondent(s)

PRAYER

This Criminal Original Petition is filed under Section 482 of BNSS, praying to enlarge the petitioners on bail in the event of their arrest by the Respondent police in Connection with Crime no.148 of 2026 on the file of the Brammadesam Police Station, Tiruvannamalai District on such terms and conditions as this Court may deem fit and proper.

For Petitioner(s): Mr.Raj S

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

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

WEB COPY

ORDER

The petitioners apprehend arrest for the alleged offences under Sections 296(b), 115(2), 351(2), 329(3), 302 of BNS and Section 4 of Tamil Nadu Prohibition of Harassment of Woman (Amendment) Act in Crime No.**148 of 2026** on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that a dispute arose with the first accused (A1), who is a tenant, regarding the vacation of the de facto complainant's house. On the date of the occurrence, the accused persons allegedly trespassed into the house of the de facto complainant, assaulted her and her family members, criminally threatened them with dire consequences, and abused them in filthy language, thereby causing them severe disturbance.

3. The learned counsel for the petitioners submitted that the petitioners are innocent, a false case has been foisted against them, and they have not committed any offence as alleged by the prosecution. He further submitted that A1 has already vacated the house. It was also submitted that the petitioners are 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

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

WEB COPY

submitted that the petitioners are the primary accused (A1 to A3). Consequently, he opposed the grant of anticipatory bail to the petitioners.

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

6. Considering the nature of the allegations and the dispute between the parties and also the fact that A1 had already been vacated the house and also considering the submissions made by the learned counsel on either side, this Court is of the firm view that, 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 Judicial Magistrate, Cheyyar** 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:

(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

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

WEB COPY

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.

29-10-2026

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

MFA

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

WEB COPY

To

1. The Judicial Magistrate
   Cheyyar.

2. The Inspector of Police
   Brammadesam Police Station,
   Tiruvannamalai District.

3. The Public Prosecutor,
   High Court, Chennai,

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

WEB COPY

N.RAMESH, J.

MFA

CRL OP No. 31327 of 2026

29-10-2026

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