WEB COPY

Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31597 of 2026

CNR: {HCMA012593622026}

1. Babu

2. Latha

Case QR

..Petitioner(s)

Vs

The State Rep. by, The Inspector of Police
Pernampet Police Station,
Vellore District.
Crime No.353 of 2026.

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 482 of BNSS, 2023, to enlarge the Petitioners Anticipatory Bail in the event of his arrest in Cr.No.353 of 2026 pending investigation on the Respondent Police.

For Petitioner(s): Mr.R.Parthiban
for Mr.S DEIVASIGAMANI

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

ORDER

The petitioners apprehend arrest for the alleged offence under Sections 296(b), 115(2), 118(1), 351(3) of BNS Act, 2023, in Crime No.353 of 2026 on the file of the respondent police seek anticipatory bail.

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

WEB COPY

2. The case of the prosecution is that due to previous enmity, the accused wrongfully restrained the defacto complainant and others, and assaulted them, causing injuries. Hence, the case was registered.

3.The learned counsel appearing for the petitioners would submit that the petitioners are innocent and never committed any offence as alleged by the prosecution; that on account of previous dispute, a wordy quarrel arose and both parties exchanged blows; and that the petitioners are ready to produce solvent sureties and to abide by any conditions that may be imposed by this Court and also undertake to appear and to co-operate for the investigation, and sought for anticipatory bail to the petitioners.

4.The learned Government Advocate (Criminal Side) appearing for the respondent, while opposing the application, fairly submits that the injured person was discharged from the hospital.

5.Considering the facts that the Injured person has already been discharged, and also the fact that there is no previous cases pending against the petitioners, this Court is of the firm view that custodial interrogation of the petitioners is not required at this stage. Therefore, this Court is inclined to

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

WEB COPY

enlarge the petitioners on anticipatory bail, 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 Court, Guidyatham, Vellore District, on condition that the petitioners shall execute a separate bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only) each, with two sureties each (one blood surety and one local surety), for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioner(s) 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 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 everyday at 10.30.a.m., for a period of two weeks and thereafter, as and when required for interrogation;

(d) On breach of any of the aforesaid conditions, the

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

WEB COPY

learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner(s) in accordance with law as if the conditions have been imposed and the petitioner(s) 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(s) thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

04-11-2026

GBI

To

1.The Judicial Magistrate Court, Guidyatham, Vellore District.

2.The Inspector of Police
Pernampet Police Station,
Vellore District.

3.The Public Prosecutor, High Court of Madras.

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

WEB COPY

N.RAMESH, J.

GBI

CRL OP No. 31597 of 2026

04-11-2026

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