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IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 10-11-2026**

CORAM

**THE HON'BLE MR.JUSTICE N.RAMESH**

**CRL OP No. 32477 of 2026**

*CNR: {HCMA012655542026}*

1. Venkatesan
2. G.Murugan
3. P.Gajendiran
4. Murali G

..Petitioner(s)

Vs

The State Rep by Inspector of police
Sholavaram Police Station,
Red Hills District.
Crime no.197 of 2026.

..Respondent(s)

**PRAYER :** Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, praying to enlarge the petitioners on bail in the event of their arrest in Crime No.197 of 2026, pending investigation on the file of the respondent Police.

For Petitioner(s): Arun Shabari

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



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**ORDER**

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 329(3), 296(b), 115(2), 118(1) and 351(3) of BNS, 2023 in Crime No. 197 of 2026, seeks anticipatory bail.

2. The case of the prosecution is that the *de facto* complainant purchased 1 acre and 18 cents of land in Survey No.90/2 at Perungavur Village, Ponneri Taluk, Tiruvallur District. On 01.04.2026, when he visited the said land, the petitioners allegedly trespassed into the property and placed a container there. When he questioned them, the 1st petitioner abused him in filthy language, the 2nd petitioner assaulted him on his right leg with an iron rod, and the 3rd and 4th petitioners assaulted him on his chest with their hands. The 1st petitioner also threatened him with dire consequences. Hence, the case.

3. The learned counsel appearing for the petitioners submitted that the dispute is purely civil in nature, and that civil suits and arbitration proceedings are already pending in respect of the subject land. The *de facto* complainant is said to be a subsequent purchaser of the said land. He further submitted that the petitioners are innocent and have been falsely implicated in this case. The petitioners are ready and willing to abide by any conditions that may be



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imposed by this Court. Hence, he prayed for the grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) appearing for the respondent Police reiterated the prosecution's case and submitted that there are no previous cases pending against the petitioners and that the *de facto* complainant sustained no injuries. However, he opposed the grant of anticipatory bail to the petitioners.

5. Though it is alleged in the FIR that the *de facto* complainant and others suffered injuries, neither an Accident Register (AR) copy nor any other supporting document is available on record to substantiate the claim. Considering the nature of the allegations and the absence of any supporting evidence, 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 made ready, before the **learned Judicial Magistrate-II, Ponneri,** on condition that **the petitioner shall execute a separate bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only),** with two sureties each for a like sum to the satisfaction of the learned



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Magistrate concerned, and on further condition:

(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 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 7 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 released on 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];***



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(e) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

**10-11-2026**

MPA
To

1. The Judicial Magistrate-II, Ponneri.

2. The Inspector of police
Sholavaram Police Station,
Red Hills District.
Crime no.197 of 2026.

3. The Public Prosecutor, High Court, Madras.



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**N.RAMESH, J.**

**MPA**

**CRL OP No. 32477 of 2026**

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