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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32179 of 2026

CNR: {HCMA012656512026}

1. Immanuvel Moses

2. Santhosh Kumar

..Petitioner(s)

Vs

The State Rep.by,
The Inspector of Police
Meenambakkam Police Station,
Chennai City
Crime No.80 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 Anticipatory Bail in the event of their arrest in Crime No. 80 of 2026 on the file of the Respondent Police.

For Petitioner(s): Mr.D.Arulprakash

For Respondent(s): MR.R.RAJASEKARAN
GOVERNMENT ADVOCATE (CRIMINAL SIDE)

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ORDER

The petitioners apprehend arrest for the alleged offences under Sections 296(b), 118(1), 351(3) of BNS in **Crime No. 80 of 2026** on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that due to previous enmity, the petitioners, along with other accused, assaulted the *de facto* complainant, thereby causing injuries.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and a false case has been foisted against the petitioners and that they have not committed any offence as alleged by the prosecution.

4. *Per contra*, the learned Government Advocate (Crl. Side) appearing for the respondent Police reiterated the prosecution case and submitted that there are four accused in this case, in which the petitioners are arrayed as A3 and A4. He further submitted that the co-accused (A1 and A2) have already been arrested by the respondent Police and that the petitioners have no previous criminal antecedents. However, he vehemently opposed the grant of anticipatory bail to the petitioners.

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

6. Considering the nature of the allegations, the fact that the petitioners have no criminal antecedents, and that the injury sustained by the victim is simple in nature, 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 No.I, Alandur** 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 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;

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(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.

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

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To

1. The Judicial Magistrate No.I,
   Alandur.

2. , The Inspector of Police
   Meenambakkam Police Station,
   Chennai City

3. The Public Prosecutor,
   High Court, Chennai.

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N.RAMESH, J.

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