



CRL OP(MD). No.798 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 12/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.798 of 2026

1. Surendar
2. Sangar
3. Vengadesh @ Vengadeshwaran
4. Vignesh @ Vigneshwaran
5. Mathavan ... Petitioners/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Nadukaveri Police Station,
Thanjavur District.
Crime No.356/2024..

... Respondent/Complainant

For Petitioner : Dhilipan Pandian R L,
Advocate.

For Respondent : Mr.A.S.Abul Kalaam Azad,
Government Advocate (Crl.Side)

PRAYER :-

C-38AB For Anticipatory Bail in Crime No.
356/2025 on the file of the respondent police.

ORDER : The Court made the following order :-



CRL OP(MD). No.798 of 2026

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 191(2), 191(3), 296(b), 115(2), 118(1) of BNS, in Crime No.356 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to previous enmity, when the defacto complainant was present in the scene of occurrence, the accused persons who were the aggressors assaulted the defacto complainant and caused injuries. On the basis Complaint of the de-facto complainant the case was registered.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offences as alleged by the prosecution and it is a case and case in counter. He further submitted that the petitioners are ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks



CRL OP(MD). No.798 of 2026

anticipatory bail to the petitioners.

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4. The learned Government Advocate (Criminal Side) submitted that the injured person has been discharged from the hospital and there is no previous case pending against the petitioners and it is a case and case in counter. However, he opposed for grant of anticipatory bail to the petitioners.

5. The learned counsel for the defacto complainant/intervenor Mr.Raja Karthikeyan vehemently objected to grant anticipatory bail to the petitioners stating that the counter case is a false case. The same is recorded.

6. Considering the facts and circumstances of the case, 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



CRL OP(MD). No.798 of 2026

appearance, on condition that each of the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Thiruvaiyaru, Thanjavur District, within a period of fifteen days from the date on which the order copy is made ready and on further conditions that:

[a]the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity;

[b] the petitioners are directed to stay at Madurai and shall report before the Inspector of Police, Thallakulam Police Station, Madurai, daily at 10.30 a.m., until further orders;

[c]the petitioners shall not tamper with the evidence or witness either



WEB COPY



CRL OP(MD). No.798 of 2026

during investigation or trial;

[d]the petitioners shall not abscond either during investigation or trial;

[e]On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners are released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];

[f]If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

12.01.2026

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CRL OP(MD). No.798 of 2026

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1. Judicial Magistrate,
Thiruvaiyaru, Thanjavur District.

2. The Inspector of Police,
Nadukaveri Police Station,
Thanjavur District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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CRL OP(MD). No.798 of 2026

S.SRIMATHY, J

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ORDER
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