



CRL OP(MD). No.1183 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

(Criminal Jurisdiction)

Date : 23/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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1. Murugesan

2. Rathinam

... Petitioners/Accused

Vs

The State of Tamilnadu Rep.,
By, the Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District
(Crime No. 371 of 2025).

... Respondent/Complainant

For Petitioners : M/s. Venkatesh.D.,
Advocate.

For Respondent : Mr.S.S. Manoj
Government Advocate (Crl.Side)

PRAYER :-

For Anticipatory Bail in Crime No. 371 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

1/6



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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) and 351(3) of BNS, 2023 and Section 4 of the TNPHW Act in Crime No.371 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to previous motive the petitioners herein are said to have attacked the defacto complainant and also abused him in filthy language. Hence, the complaint.

3. The learned Government Advocate (Crl. side) submits that it is a case and counter case and that the co-accused have already been granted bail and the investigation of the case is pending.

4. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal Side) appearing for the respondent police.

5. Considering the facts and circumstances of the case and also



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considering the fact that co accused have already been granted bail and that it is a case and counter 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 appearance, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Devakottai 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 shall report before the respondent police daily at 10.30 am for a period of one



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**week and thereafter, as and when required for
interrogation;**

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



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can be registered under Section 269 of BNS.

(S S Y J)
23.01.2026

TRP

TO

1. Judicial Magistrate, Devakottai
2. The Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY,J

TRP

ORDER
IN
CRL OP(MD) No.1183 of 2026

Date : 23/01/2026