



CRL OP(MD). No.2174 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04.02.2026

PRESENT

The HONOURABLE **MRS. JUSTICE S.SRIMATHY**

CRL OP(MD). No.2174 of 2026

1.N.Kumar
2.B.Sivaguru

... Petitioners/A1 & A3
Vs

1.State of Tamilnadu Rep by,
The Inspector of Police,
Kumbakonam West Police Station,
Thanjavur District.
Crime No.64/2026. ... Respondent

For Petitioner :Mr.Ramsundar Vijayraj
For Respondent :Mr.S.S.Manoj,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of
BNSS

PRAYER :- For Anticipatory Bail in Crime No.
64 of 2026 on the file of the respondent police



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WEB COPY ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 118(1) and 351(3) of BNS, 2023, r/w 4 of TNPHW Act, in Crime No.64 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 abused the defacto complainant in filthy language and also assaulted him. Hence, the complaint.

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. He further submitted that the petitioners are ready and willing to abide by any conditions which may be



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imposed by this Court. He further submitted that it is a case and counter case. Hence, he seeks anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) for the respondent police submitted that there are no previous cases pending against the petitioners. He further submitted that A2 was arrested and remanded to judicial custody. He further submitted that the injured person has been discharged from the hospital. However, he opposed for grant of anticipatory bail to the petitioners.

5. Considering the facts and circumstances of the case and also considering the fact that the injured person has been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.



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6. Accordingly, this petition is allowed and 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, Kumbakonam, 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;



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[b]the petitioners shall report before the respondent police daily at 10.30 a.m, for a period of two weeks 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 is released on bail by the learned Magistrate/Trial Court himself as laid down by the



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Hon'ble Supreme Court in P.K.Shaji vs.

State of Kerala [(2005)AIR SCW 5560];

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

(S S Y J)

04.02.2026

vsg

TO

- 1.The Judicial Magistrate, Kumbakonam,
Thanjavur District.
- 2.The Inspector of Police,
Kumbakonam West Police Station,
Thanjavur District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S. SRIMATHY, J. ,

vsg

ORDER
IN
CRL OP (MD) No.2174 of 2026

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