



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09.02.2026

PRESENT

The HONOURABLE MRS.JUSTICE S.SRIMATHY

CRL OP(MD)No. 2439 of 2026

1. Vives @ Cithu Kumar
2. Gopi @ Gopikrishnan

...Petitioners

Vs.

The State of Tamil Nadu,
Represented by the Sub-Inspector of Police,
Austinpatti Police Station,
Madurai District.
(Crime No. 22 of 2026)

... Respondent

For Petitioners : M/s. Gayathri

For Respondent : Mr.S.S.Manoj,
Government Advocate (crl. side)

PRAYER :- For Anticipatory Bail in Cr.No.22 of 2026 on the file of the respondent police.

ORDER

The petitioners, who apprehends 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 Act, seeks anticipatory bail.



2. The case of the prosecution is that due to previous enmity, the accused persons alleged used obscene language and inflicted grievous injuries and caused deep lacerations to the defacto complainant's brother's hand. Hence, a case has been registered as against the petitioners.

3. The learned Counsel appearing for the petitioners submitted that the petitioner have been falsely implicated in this case and they have not committed any offence. He seeks this Court to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. side) appearing for the respondent submitted that it is a case and case in counter and the injured was discharged from the hospital.

5. Considering the facts and circumstances of the case and also considering the fact that the injured was discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioners with 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) with two sureties each for a like sum to the satisfaction of The Judicial Magistrate Court, Thirumangalam, within a period of fifteen days from the date of when the order copy made ready 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 appear before the respondent police daily at 10.30 a.m., for a period of one 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner is 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.

09.02.2026

KSA

TO

1. The Inspector of Police,
Austinpatti Police Station,
Madurai District.
2. The Additional Public Prosecutor,
Madurai Bench Of Madras High Court,
Madurai.