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CRL OP(MD). No. 4115 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09.04.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No. 4115 of 2026

Selvaraj

...Petitioner/Accused

Vs

1.State of Tamil Nadu rep. by
The Inspector of Police,
Usilampatti Taluk Police Station
Usilampatti
Madurai.
(Crime No. 108 of 2025)

2.Periyasamy
(R2 is suo motu impleaded vide order dated
25.02.2026 in Crl.O.P.(MD) No.4115 of 2026)

...Respondent

For Petitioner : Mr.Haroon Rasheed
Advocate.
For R1 : Mr.P.Kottai Chamy
Government Advocate (Crl. Side)
For R2 : Mr. B.Anandan

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER :-

For Anticipatory Bail in Cr.No. 108 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 303(2), 317(2), 296(b) and 351(2)(n) of BNS, 2023 in Crime No. 108 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 17.03.2024 at about 10.00 a.m., the petitioner and other accused had taken all sheep from the farm of the defacto complainant and when the defacto complainant asked for the same, they abused him with filthy language and criminally intimidated the defacto complainant. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case and he is no way connected in the above said incident. He has not committed any offence as alleged by the prosecution. He would further submit that the

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alleged occurrence took place in the year 2024 and however the FIR was registered in the year 2025. Hence, he prayed to grant Anticipatory Bail to the petitioner.

4. The learned Government Advocate (Crl. Side) would submit that based on the complaint given by the defacto complainant, a case has been registered for the offences punishable under Sections 303(2), 317(2), 296(b) and 351(2)(n) of BNS, 2023 in Crime No. 108 of 2025. He further submits that there is a dispute between the parties with regard to sell the goats and the petitioner has no previous case. He would further submit that the investigation is pending and hence, he opposed to grant anticipatory bail to the petitioner.

5. The learned counsel for the intervenor reiterated the arguments of the learned Government Advocate (Crl. Side) and strongly opposed to grant anticipatory bail to the petitioner.

6. Heard both sides and perused the materials available on record.



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7. Considering the rival submissions on either side and the nature of offences charged against the petitioner, and considering the facts that the alleged occurrence took place in the year 2024 and however, the FIR was registered in the year 2025 and even according to the prosecution, A1 and A2 have cheated the defacto complainant and no previous case is pending against the petitioner and the petitioner was already granted interim anticipatory bail, I am inclined to grant anticipatory bail to the petitioner, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on anticipatory bail on condition to 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 District Munsif cum Judicial Magistrate-I, Usilampatti, and on further conditions that:

[b] the petitioner shall report before the respondent police, on every Saturday at 10.30 a.m. for a period of two months, and thereafter as and when required for the interrogation.



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[c] the petitioner shall not commit any offences of similar nature.

[d] the petitioner shall not abscond either during investigation or trial.

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[f] On breach of any of the aforesaid conditions, the learned Judicial 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 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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

(P D B J)
09.04.2026

apd



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To

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1. The District Munsif cum Judicial Magistrate-I, Usilampatti.
2. The Inspector of Police,
Usilampatti Taluk Police Station
Usilampatti
Madurai.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL, J

apd

ORDER
IN
CRL OP(MD) No. 4115 of 2026

Date : 09.04.2026