



CRL OP(MD). No.4261 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 27/02/2026

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THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.4261 of 2026

1. Sankar,,

2. Esakkimuthu,

3. Shanmugavel,,

... Petitioners

Vs.

State of Tamilnadu Rep by
Inspector of Police,
Ambasamudram, Police Station,
Tirunelveli District.
Crime No. 178 of 2026.

... Respondent

PRAYER :- For Anticipatory Bail in Crime No. 178 of 2026 on the file
of the respondent Police.

For Petitioners : Mr.P. Karthick,
Advocate.

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



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ORDER

The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 133, 127(2), 115(2), 118(1), 351(3) BNS, in Crime No.178 of 2026 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to village dispute, a wordy altercation arose between the petitioners and the defacto complainant and that the petitioners attacked the defacto complainant with stone and soda bottle, due to which, he sustained injuries. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. He further submitted that the petitioners are willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail for the petitioners.



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4. The learned Government Advocate (Crl.Side) submitted that the defacto complainant sustained simple injury and he was treated as out patient. He further submitted that the first petitioners are having any previous case. However, he vehemently opposed to grant anticipatory bail to the petitioners.

5. Considering the facts and circumstances of the case and also the fact that the injured sustained simple injury, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

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 each of the petitioners shall execute a separate 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 Judicial Magistrate, Ambasamudram, Tirunelveli District, within a period of fifteen days from the date of receipt of a copy of this order and on further conditions that:



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[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 until further orders.

[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].



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

27.02.2026

LS

TO

1. The Judicial Magistrate,
Ambasamudram,
Tirunelveli District,

2. The Inspector of Police,
Ambasamudram, Police Station,
Tirunelveli District.

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



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S.SRIMATHY,J

LS

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