



Crl.O.P.(MD)No.4991 of 2026

/BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Date : 09.03.2026

CORAM

The HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

CRL OP(MD)No.4991 of 2026

1.Dinesh

2.Boominathan

... Petitioners

Vs.

The State of Tamil Nadu,
The Inspector of Police,
Thondi Police Station,
Ramanathapuram District
(Crime No.31 of 2026)

... Respondent

PRAYER: Criminal Original Petition has been filed under Section 438 of Cr.P.C, to grant and anticipatory bail to the petitioners in connection with the Crime No.31 of 2026 on the file of the respondent police.

For Petitioners : Mr.R.Sevugaraja

For Respondent : Mr.P.Kottai chamy

Government Advocate (Crl.Side)

ORDER:

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 296(b), 115(2), 351(2) of BNS 2023 & 4 of TNPHW Act in Crime No.31 of 2026, on the file of the respondent



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police, seeks anticipatory bail.

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2.The case of the prosecution is that the on 18.02.2026 at about 02.00 pm., the petitioner said to have assaulted the *defacto* complainant and caused injuries to him. Therefore, the defacto complainant lodged a complaint before the respondent police. Pursuant to which, the respondent police has registered a complaint in Crime No.31 of 2026, for the above said offences.

3.The learned counsel appearing for the petitioner submitted that the land in question is the petitioner property and there is no such occurrence is alleged in FIR. Hence, he seeks anticipatory bail for the petitioner.

4.The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that the injured person have been discharged from the hospital. However, he opposed the grant of anticipatory bail to the petitioners.

5.This Court considered the rival submission made by the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal Side) appearing for the respondent and perused the materials



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available on record.

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6.From a reading of the complaint and the materials placed before this Court, it appears that the dispute between the parties is civil in nature and 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.

7.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, Thiruvadanai, Ramanathapuram District***, within a period of fifteen days from the date of receipt of a copy of this order 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 as and when required for interrogation.



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[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.

09.03.2026

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To

- 1.Judicial Magistrate,
Thiruvadanai,
Ramanathapuram District.
- 2.The Inspector of Police,
Thondi Police Station,
Ramanathapuram District
- 3.The Additional Public Prosecutor,
Madurai Bench Of Madras High Court,
Madurai.



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K.K.RAMAKRISHNAN,J

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