



CRL OP(MD). No.5244 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12.03.2026

PRESENT

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

CRL OP(MD)No.5244 of 2026

S.Karuppasamy

... Petitioner / Accused No.3

Versus

The State of Tamilnadu,
Rep by the Inspector of Police,
Rajapalayam North Police Station,
Virudhunagar District.
(Crime No.92 of 2026)

... Respondent / Complainant

PRAYER :-Criminal Original Petition filed under Section 482 of the BNSS, 2023, to enlarge the petitioner on bail in the event of arrest in Crime No.92 of 2026 on the file of the respondent police or on his appearance.

For Petitioner : Mr.A.Balaji

For Respondent : Mr.P.Kottai Chamy,
Government Advocate
(Criminal Side)



CRL OP(MD). No.5244 of 2026

ORDER : The Court made the following order :-

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The petitioner/accused, who apprehends arrest at the hands of the respondent police in Crime No.92 of 2026 for the offence punishable under Sections 296(b), 118(1) and 351(3) of the Bharatiya Nyaya Sanhita, 2023, seeks anticipatory bail.

2. The case of the prosecution is that, due to previous enmity, on 23.02.2026 at about 01.00 p.m., the complainant went to Winner Recreation Club, Rajapalayam, at the instance of A1, A2, and the petitioner. At that time, the accused persons allegedly abused him in filthy language and assaulted him with their hands and a beer bottle, causing bleeding injuries, and also threatened him with dire consequences. Thereafter, the injured was admitted to the Government Hospital. Hence, the case has been registered against the accused persons for the aforesaid offences.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent person and he has not committed any offence as alleged by the prosecution. He further submitted that the injured was



CRL OP(MD). No.5244 of 2026

discharged from the hospital and no previous case is pending against the petitioner. Accordingly, he prayed for the grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that the injured was admitted to the hospital on 23.02.2026 and discharged on 28.02.2026. He further submitted that if the petitioner is released on anticipatory bail, there is a likelihood of the petitioner again threatening the defacto complainant. Accordingly, he objected to the grant of anticipatory bail to the petitioner.

5. This Court heard the learned counsel on either side and perused the materials placed on record.

6. Taking into consideration the facts and circumstances of the case, and also considering the fact that the injured has already been discharged from the hospital, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



CRL OP(MD). No.5244 of 2026

7. Accordingly, this petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order made ready, before the learned Judicial Magistrate Court, Rajapalayam, on condition that the petitioner 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:

(a) the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall make a payment of Rs.10,000/- (Rupees Ten Thousand only) to the complainant/Victim as medical expenditure and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioner; If the complainant refused to accept the same, the petitioner is directed to deposit the said amount to the credit of Crime No.92 of 2026 before the Judicial Magistrate Court, Rajapalayam, Virudhunagar District. After



CRL OP(MD). No.5244 of 2026

WEB COPY

receipt of entire amount, the learned Judicial Magistrate, shall deposit the said amount in an interest bearing Fixed Deposit in any Nationalized Bank initially for a period of one year and renew them periodically until the final order/Judgment is passed in the case in Crime No.92 of 2026. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/Judgment;

(c) the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of 15 days and thereafter, as and when required for interrogation;

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioner shall not abscond either during investigation or trial;

(f) 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 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]***; and



CRL OP(MD). No.5244 of 2026

(g) if the accused thereafter abscond, a fresh FIR can be

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12.03.2026

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To

- 1.The Judicial Magistrate Court,
Rajapalayam,
Virudhunagar District.
- 2.The Inspector of Police,
Rajapalayam North Police Station,
Virudhunagar District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD). No.5244 of 2026

K.K.RAMAKRISHNAN,J.

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ORDER
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