



CRL OP(MD). No.5411 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16.03.2026

PRESENT

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

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1.Balasubramanian
2.Johnpandiyan
3.Arjun

... Petitioners / A1 to A3

Versus

The State of Tamilnadu,
Rep by the Inspector of Police,
Karimedu Police Station,
Madurai District.
(Crime No.88 of 2026)

... Respondent / Complainant

PRAYER :-Criminal Original Petition filed under Section 482 of the BNSS, 2023, to enlarge the petitioners on bail in the event of arrest in Crime No.88 of 2026 on the file of the respondent police or on their appearance.

For Petitioners : Mr.P.Pounraj

For Respondent : Mr.B.Nambi Selvan,
Additional Public Prosecutor



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ORDER : The Court made the following order :-

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The petitioners/accused, who apprehend arrest at the hands of the respondent police in Crime No.88 of 2026 for the offences punishable under Sections 296(b), 115(2) and 109 of the Bharatiya Nyaya Sanhita, 2023, seek anticipatory bail.

2. The case of the prosecution is that on 28.02.2026 at about 04.30 p.m., when one Thepettimani asked the defacto complainant to consume liquor, the accused persons allegedly assaulted the defacto complainant and caused injuries. Thereafter, the defacto complainant was admitted to the hospital through a 108 ambulance. Hence, a case has been registered for the aforesaid offences.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent and have not committed any offence as alleged by the prosecution. He further submitted that the first petitioner has also sustained injuries. Hence, he prayed for the grant of anticipatory bail to the petitioners.



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4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that there are three accused persons in this case and that the petitioners have been arrayed as A1 to A3. He further submitted that the defacto complainant is also involved in the occurrence and that a separate case has been registered against him in Crime No.87 of 2026 on the file of the respondent police. However, he objected to the grant of anticipatory bail to the petitioners.

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

6. Considering the facts and circumstances of the case, the nature of the incident, and the allegations made in both F.I.R.s, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

7. Accordingly, this petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date on which the order made



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ready, before the learned Judicial Magistrate Court No.V, Madurai, Madurai, 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 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 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 Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall appear and sign before the respondent police daily at 10.30 a.m. for a period of fifteen (15) days and thereafter, as and when required for interrogation. They have to co-operate for the investigation;

(c) the petitioners shall not tamper with 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



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action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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

(f) if the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

16.03.2026

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To

- 1.The Judicial Magistrate Court No.V,
Madurai.
- 2.The Inspector of Police,
Karimedu Police Station,
Madurai 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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