



CRL OP(MD). No.5890 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25/03/2026

PRESENT

The HONOURABLE MR. JUSTICE P. DHANABAL

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Murugesan @ Murugesan,
S/o.Poolpandi,

... Petitioner/Accused

Vs

State of Tamilnadu Rep by
Sub Inspector of Police,
Seevalaperi Police Station,
Tirunelveli District.
Crime No.174/2026.

... Respondent/Complainant

For Petitioner : Mr.Anand R.,

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.174/2026 on the file of the
respondent police

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ORDER : The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 305(D) of BNS (under Section 380 of IPC), in Crime No. 174 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 22.02.2026, the defacto complainant went to a place situated in front of the community hall in his village, where he found that a Vinayakar idol had been erected. Upon enquiry, it was revealed that the petitioner along with the other accused had stolen the said Vinayakar idol with the intention of causing harm to the villagers. 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. Hence, he prays to grant Anticipatory Bail to the petitioner.



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4. The learned Government Advocate (Crl. Side) would submit that the petitioner along with the other accused had stolen the Vinayakar idol with the intention of causing harm to the villagers. He further submitted that one previous case is pending against the petitioner. Hence, he opposed to grant anticipatory bail to the petitioner.

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

6. Considering the rival submissions on either side and the nature of offences charged against the petitioner and and though the petitioner has one previous case, in the case bail was granted to him, 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 Judicial Magistrate No.III, Tirunelveli, and on further conditions that:



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

[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)
25.03.2026

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To
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- 1.The Judicial Magistrate No.III,
Tirunelveli.
- 2.Sub Inspector of Police,
Seevalaperi Police Station,
Tirunelveli District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL,J

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ORDER
IN
CRL OP(MD) No.5890 of 2026

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