



CRL OP(MD). No.6025 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 27/03/2026

PRESENT

The HONOURABLE MR. JUSTICE P. DHANABAL

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1. S.Balasubramanian,
S/o.Sambasivam,
2. B.Porkoti @ Porkodi,
W/o.Balasubramanian,

... Petitioners/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police, DCB,
Sivagangai District.
Crime No.7 of 2026..

... Respondent/Complainant

For Petitioner : Mr.C.Masilamani,
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.7 of 2026 on the file of the
Respondent Police.

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ORDER : The Court made the following order :-

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The petitioners, who apprehend arrest at the hands of the respondent for the offences punishable under Sections 318(4) of BNS, 2023 (420 of IPC), in Crime No. 7 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that The first petitioner, being the owner of certain land, proposed to sell the same to the defacto complainant and his friends for a total sale consideration of Rs.1,02,00,000/-. It is alleged that the defacto complainant paid a sum of Rs.50,00,000/- as advance and thereafter paid a further sum of Rs. 47,87,000/-; however, the petitioners failed to execute the sale deed in favour of the defacto complainant. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and they were falsely implicated in this case and they are no way connected in the above said incident. They have not committed any offence as alleged by the prosecution. Hence, he prays to grant anticipatory bail to the petitioners.



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4. The learned Government Advocate (Crl. Side) fairly submits that the petitioners agreed to sell the property to the defacto complainant and received a sum of Rs. 97,00,000/-; however, they failed to execute the sale deed. He further submits that the petitioners have no previous case. However, he opposes to grant anticipatory bail to the petitioners since investigation is pending and the offences are grave in nature.

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 petitioners and considering the facts that there is a dispute between the parties regarding the sale of the property and based on the agreement, the complaint was lodged and also a fact that the petitioners have no previous case, I am inclined to grant anticipatory bail to the petitioners, subject to the following conditions:

[a] Accordingly, the petitioners are 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



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two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.2. Sivagangai, and on further conditions that:

[b] the petitioners 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 petitioners shall not commit any offences of similar nature.

[d] the petitioners shall not abscond either during investigation or trial.

[e] the petitioners 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 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].



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[g] If the accused thereafter absconds, a fresh FIR can
be registered under Section 269 B.N.S.

(P D B J)
27.03.2026

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To

- 1.The Judicial Magistrate No.2,
Sivagangai.
- 2.The Inspector of Police, DCB,
Sivagangai 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
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