



CRL OP(MD). No. 11361 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 17.06.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

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Sethupathi

...Petitioner/Accused

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Nerkuppai Police Station
Sivagangai.
(Crime No. 33 of 2026)

...Respondent

For Petitioner : Mr.S.Ramanathan
Advocate.

For Respondent : Mr.G.Ganesh Kumar
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No. 33 of 2026 on the file of the
respondent police.

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 189(2), 296(b), 115(2), 324(4), 324(5) of BNS, 2023 r/w Section 4 of TNPHW Act, 1998, in Crime No. 33 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that due to previous enmity, the petitioner along with 25 others was trespassed into the house of the defacto complainant, abused in filthy language and damaged the properties and caused injuries. 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 prayed to grant Anticipatory Bail to the petitioner.

4. The learned Counsel for State of TN (Crl.Side) would submit



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that based on the complaint given by the defacto complainant, a case has been registered for the offences punishable under Sections 4(1)(C) and 4(1)(A) of the Tamil Nadu Prohibition (Amendment) Act, 2024. Sections 189(2), 296(b), 115(2), 324(4), 324(5) of BNS, 2023 r/w Section 4 of TNPHW Act, 1998, in Crime No. 33 of 2026. He would further submit that counter case is also registered and co-accused was granted bail and also the petitioner has one previous cases. He would further submit that the investigation is pending and the offences are grave in nature and 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 made on either side and the nature of offences charged against the petitioner, and considering the facts that counter case is also registered and co-accused was granted bail and though the petitioner has one previous cases in that case, bail was granted to the petitioner, I am inclined to grant anticipatory bail to the petitioner, subject to the following conditions:



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[a] Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his/her appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Singampurari, 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 learned Judicial Magistrate concerned and on further conditions that:

[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.



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[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)
17.06.2026

apd

To

- 1.The Judicial Magistrate, Singampurari.
- 2.The Inspector of Police,
Nerkuppai Police Station
Sivagangai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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P. DHANABAL, J

apd

ORDER
IN
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