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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23-10-2026

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THE HON'BLE DR. JUSTICE P. MURUGAN

CRL OP(MD) No. 24121 of 2026

CNR:{HCMD011529182026}

Sathiyaraj @ Sathyaraj T,
S/o.Thangam

..Petitioner(s)

Vs

State of Tamilnadu
Rep. by the Inspector of Police,
Sholavandan Police Station,
Madurai District.
Crime No.240 of 2026.

..Respondent(s)

PRAYER: Criminal Original Petition is filed under Section 528 of BNSS, to enlarge the petitioner on Bail in the event of his arrest or surrender in Crime No.240 of 2026 on the file of the Respondent Police.

For Petitioner(s): Mr. P. Pratheesh,
Advocate

For Respondent(s): Mr. N. Balasubramanian,
Government Advocate
(Criminal Side)

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O R D E R

The petitioner / A1, who apprehends arrest at the hands of the respondent police for the offence punishable under Sections 296(b), 115(2), 127(2), 118(1), and 351(3) of BNS, 2023, in Crime No.240 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that, on 12.09.2026, at about 7.30 a.m., while the de-facto complainant was standing near a barber shop at Karattupatti, the petitioner, along with the other accused, abused the de-facto complainant in filthy language, assaulted him, and also threatened him with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution. He would also submit that the petitioner is ready to co-operate with the investigation. Hence, he seeks anticipatory bail for the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that there are totally three accused persons in this case and that the petitioner has been arrayed as A1. He would further submit that there is one

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previous case registered against the petitioner. He would also submit that the injured has already been discharged from the hospital. However, he opposed the grant of anticipatory bail to the petitioners.

5. Considering the facts and circumstances of the case, and taking note of 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 the following conditions.

6. Accordingly, 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 of receipt of a copy of this order, before the learned Judicial Magistrate, Vadipatti, Madurai, 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 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 Aadhaar card or bank pass book to ensure their identity;

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[b] on execution of the surety, the accused is directed to appear before the learned Judicial Magistrate, Vadipatti, Madurai, for 15 working days at 10.30 am. Thereafter, the accused shall appear before the said Court on every Wednesday at 10.30 am for a period of 10 weeks;

[c] in the event that the accused is unable to appear before the said Court, the counsel for the accused may file accused absence petition on behalf of the accused under Section 355 of BNSS and the same may be considered by the Court;

[d] in the event that neither the accused appear nor his counsel file any such accused absent petition, the Court has to issue a Non Bailable Warrant against the accused and secure him and commit him to custody**;**

[e] if the accused thereafter absconds, a fresh FIR shall be registered under Section 269 BNS, 2023;

[f] if the investigating agency requires the presence of the accused, after the execution of the bail bond, the Investigating Officer has to issue summons to the accused for interrogation. However, the interrogation should not amount to harassment of the accused. The issuance of the summons to the accused and the interrogation of the accused should be reflected in the CD file as well as in the General Diary. The said exercise shall be done by the Investigating Officer at once or twice during the daytime. Once the purpose of the interrogation is over, the accused shall be sent out from the police station without any further delay;

[g] on compliance of the above conditions for appearance of the accused all the conditions referred above shall stand relaxed;

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[h] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[i] the petitioner shall not abscond either during investigation or trial;

[j] 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 is 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]**.

23-10-2026

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To

1. The Judicial Magistrate,
   Vadipatti, Madurai District.

2. The Inspector of Police,
   Sholavandan Police Station,
   Madurai District.

3. The Additional Public Prosecutor,
   Madurai Bench of Madras High Court,
   Madurai.

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DR. P. MURUGAN, J.

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