



Crl.O.P.(MD)No.21757 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16.02.2026

PRESENT

The HONOURABLE MRS.JUSTICE S.SRIMATHY

CRL OP(MD)No.21757 of 2025

Velaiyutham

... Petitioner

Vs.

The State of Tamil Nadu,
Rep. by the Inspector of Police,
DCB
Tirunelveli Police Station,
Tirunelveli District.
(Crime No.19 of 2025)

... Respondent

For Petitioner : Mr.T.Balarathinakumar

For Respondent : Mr.S.S.Manoj

Government Advocate (Crl.Side)

For Intervenor : Mr.G.Anto Prince

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Cr.No.19 of 2025 on the file of the respondent police.

ORDER: The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 335, 336, 338 and 318(2) of BNS, 2023, in Crime No.19 of 2025, on the file of the respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the Petitioner/accused no.2 who is a Doctor by profession has given a life certificate to the father of the complainant and one Kalyani stating that they are alive. The sale deed of the property belonging to the complainant's father and Kalyani has been executed by power of attorney holder one Sharmila Begam/accused no.3 through the Document no. 3304 of 2024 and 3260 of 2024. The de-facto complainant denies the signature of his father in the life certificate. Hence, the apprehension of arrest. Hence, a case has been registered as against the petitioner.

3.The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner has not committed any offence. He seeks this Court to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. side) appearing for the respondent submitted that the Doctor never visited the spot and never identified or verified whether the power of attorney is alive or not.

5.The learned Counsel appearing for the intervenor submitted that the said Subbiah was bed ridden for the last three years and he was also



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handicapped. Therefore, he would have never signed the said Power of Attorney.

6.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, 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 No.1, Tirunelveli, within a period of fifteen days from the date on which the order copy made ready 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.

[b]the petitioner shall make a non refundable deposit of Rs.10,000/-(Rupees Ten Thousand only) to the credit of The Head Master, Government Higher Secondary School, Odaipatty, Theni District, in SBI Account No. 11268003539, IFSC No.SBIN0000764, State Bank of India, South Car Street, Uthamapalayam, Theni District. This fund shall be utilized for the purpose of



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purchasing furniture (Benches & Desks) for newly constructed class rooms

under " Namakku Name" Scheme, without prejudice to his contentions and rights before the trial Court, and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioner;

[c]the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required.

[d]the petitioner shall not tamper with the evidence or witness either during investigation or trial.

[e]the petitioner shall not abscond either during investigation or trial.

[f]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].

[g]If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

16.02.2026

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1. The Judicial Magistrate No.1,
Tirunelveli.
- 2.The Inspector of Police,
DCB Police station,
Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench Of Madras High Court,
Madurai.



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S.SRIMATHY,J

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ORDER
IN
CRL OP(MD) No.21757 of 2025

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