



CRL OP(MD). No.22317 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD) . No.22317 of 2025

Kannan ... Petitioner/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Austinpatti Police Station,
Madurai District.
(Crime No.251 of 2025).

... Respondent/Complainant

For Petitioner : S.Poornachandran,
Advocate.

For Respondent : Mr.S.S.Manoj,
Government Advocate (Crl.Side)

For Intervenor/defacto
complainant : Mr.S.Sai Krishnan

PRAYER :-

C-38AB. For Anticipatory Bail in Crime No.
251 of 2025 on the file of the respondent Police.

ORDER : The Court made the following order :-



CRL OP(MD). No.22317 of 2025

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 61(2), 338, 316, 318, 191(2), 191(3), 296(b), 115(2), 118, 351(3) of BNS 2023, in Crime No.251 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant's father purchased 2 plots from the petitioner. When the defacto complainant visited the site, 2 ½ cents was missing and he asked the petitioner about the same. At that time, the petitioner along with other accused persons have abused the defacto complainant in filthy language and attacked him using deadly weapons and criminally intimidated him with dire consequences. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the



CRL OP(MD). No.22317 of 2025

petitioner is ready and willing to abide by any conditions which may be imposed by this Court.

Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. side) opposed for grant of anticipatory bail to the petitioner.

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

6. 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, Thirumangalam, within a period of fifteen days from the date on which the order copy is made ready and on further conditions that:

3/7



CRL OP(MD). No.22317 of 2025

[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 is directed to deposit a sum of Rs.1,50,000/- (Rupees One lakh fifty thousand only) to the credit of crime number before the learned Magistrate, Thirumangalam, on such deposit being made the learned Magistrate shall accept the sureties furnished by the petitioner; further the learned Magistrate shall deposit the said amount in an interest bearing Fixed Deposit in any nationalized Bank initially for a period of one year and renew them periodically until the final order/Judgment is passed. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/Judgment;



CRL OP(MD). No.22317 of 2025

WEB COPY

**[c] the petitioner shall report
before the respondent police daily at
10.30 a.m, until further orders;**

[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.

**03.02.2026
3/4**

PJL

5/7



CRL OP(MD). No.22317 of 2025

WEB COPY

TO

1. Judicial Magistrate, Thirumangalam.
2. The Inspector of Police,
Austinpatti Police Station,
Madurai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No.22317 of 2025

S.SRIMATHY, J

PJL

ORDER
IN
CRL OP (MD) No.22317 of 2025

Date : 03/02/2026