



CRL OP(MD). No.22849 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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1. Vijin

2. Sujith

... Petitioners/Accused

Vs

The State of Tamilnadu Rep.,
By, the Inspector of Police,
Kollancode Police Station,
Kanniyakumari District.
(Crime No. 295 of 2025).

... Respondents/Complainants

For Petitioners : M/s. Navaneetha Raja.K.,
Advocate.

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

PRAYER :-

C-38AB. For Anticipatory Bail in Crime No. 295
of 2025 on the file of the respondent police...

ORDER : The Court made the following order :-

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WEB COPY The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 329(3), 296(b), 118(1) and 351(3) of BNS, (Corresponding sections 447, 294(b), 324, 506(ii) of IPC) in Crime No.295 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to previous enmity, the petitioners along with other accused persons have abused the defacto complainant in filthy language and attacked him using wooden log and caused injuries and also threatened with dire consequences. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offences as alleged by the prosecution. He further submitted that the petitioners are ready and willing to abide by any conditions which may be imposed by this Court.



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Hence, he seeks anticipatory bail to the petitioners.

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4. The learned Government Advocate(Crl. side) submitted that the injured person has been discharged from the hospital and there is one previous case pending against the petitioners. However, he opposed for grant of anticipatory bail to the petitioners.

5. Considering the facts and circumstances of the case and the fact that injured has already been discharged from hospital, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, on condition that each of 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 Court No.II, Kuzithurai, within a period of fifteen days from the date on which the order copy



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is made ready and on further conditions that:

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

[c]the petitioners shall not tamper with the evidence or witness either during investigation or trial;

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

[e]On breach of any of the aforesaid conditions, the learned 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 are released on bail by the learned



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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];

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

03.02.2026

PJL

TO

1. Judicial Magistrate Court No.II, Kuzithurai.
2. The Inspector of Police,
Koilancode Police Station,
Kanniyakumari 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
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