



Crl.O.P.No.31054 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.12.2024

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

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1. P.Kumaresan

2. Santhosh

3. Sugumar

4. Buvanenthiran @ Karuna

... Petitioners

Vs.

The State represented by,
The Inspector of Police,
Thirukazhukundram Police Station,
Chengalpattu.
(Crime No.511 of 2024).

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioner on bail, in connection with Crime No.511 of 2024, pending investigation on the file of the respondent Police.

For Petitioner : Mr.D.Ashokkumar

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)



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ORDER

Petition seeking bail in respect of Crime No.511 of 2024 registered for the offences punishable under Sections 191 (2), 191 (3), 126 (2), 296(b), 115 (2), 118 (1), 351 (3), 109 of BNS read with section 4 of TNPWH Act is on board for consideration.

2. The incarceration of the petitioners being from 07.11.2024 pleading innocence on the part of the petitioners and false implication in the case, learned counsel for the petitioners seeks indulgence of this Court. He further submits that injured person was discharged from the hospital. He further submits that the petitioners are ready to abide by any stringent condition that may be imposed by this court.

3. The case of the prosecution as putforth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of bail, is that while the defacto complainant and his wife were returned in a two wheeler after attending a marriage function, the petitioners along with other



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accused came in a car, waylaid them, picked up a quarrel and abused them. As a result of which, the petitioners attacked the defacto complainant and caused injuries to him. He further submits that the injured has been discharged from the hospital. He also submits that there is no previous cases pending against the petitioners.

4. Having heard the learned counsel for the petitioners and the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record, and taking note of the nature of allegation, this court is inclined to grant bail to the petitioners with certain conditions and accordingly, the petitioners are ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only) each** with **two sureties**, each for a like sum to the satisfaction of the learned **District Munsif cum Judicial Magistrate, Thirukazhukundram**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioners shall stay at Vellore and report before the Inspector of Police, Vellore Sathuvachari



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Police Station everyday at 10.30.a.m., for a period of two weeks. It is made clear that the petitioners shall not enter into the jurisdictional limits of the respondent Police for a period of two weeks;

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

[d] the petitioners shall not tamper with evidence or witness 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 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]***;

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

12.12.2024

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To

1. The learned District Munsif cum Judicial Magistrate,
Thirukazhukundram,
2. The Inspector of Police,
Thirukazhukundram Police Station,
Chengalpattu.
3. The Sub Jail, Chengalpattu.
4. The Public Prosecutor,
High Court of Madras.
5. The Inspector of Police,
Vellore Sathuvachari Police Station,
Vellore.



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A.D.JAGADISH CHANDIRA.,J.

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