



WEB COPY



Crl.O.P.No.31498 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.12.2024

CORAM

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

Crl.O.P.No.31498 of 2024

Vasanth

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
Veerapandi Police Station,
Tiruppur District.

(Crime No.640 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.640 of 2024, pending investigation on the file of the respondent Police.

For Petitioner : Mr.S.Selvakumar

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

ORDER

Petition seeking bail in respect of Crime No.640 of 2024 registered for the offence punishable under Sections 332(a), 103 and 351(3) of BNS, is on board for consideration.



Crl.O.P.No.31498 of 2024

2. The incarceration of the petitioner, aged about 19 years, being from 30.09.2024 pleading innocence on the part of the petitioner and false implication in the case, learned counsel for the petitioner seeks indulgence of this Court. He also submits that the petitioner is the friend of the deceased/victim and the incident was happened during a scuffle and there is no intention or motive on the part of the petitioner to cause death of the deceased. He also submits that the investigation in this case has been completed and the petitioner is 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 the petitioner and the victim/deceased are friends and when they were having liquor together, there arouse a dispute between them, during such time, the accused had murdered the victim by brutally assaulting him with a knife. He further submits that the investigation in this case has been completed and the charge sheet has also been filed before the learned Judicial Magistrate No.4 Tiruppur, which is yet to be taken on file.

4. Having heard the learned counsel for the petitioner, the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record and considering the period of incarceration



Crl.O.P.No.31498 of 2024

undergone by the petitioner and that the charge sheet has also been filed in this case, this court is inclined to grant bail to the petitioner with certain conditions and accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties (out of which, one of the sureties should be either the father or mother of the petitioner)**, each for a like sum to the satisfaction of the learned **Judicial Magistrate No.4, Tiruppur**, 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 petitioner shall appear before the learned Judicial Magistrate No.4, Tiruppur, on all working days at 10.30 a.m., until further orders;

[c] the petitioner shall not abscond during trial;

[d] the petitioner shall not tamper with evidence or witness during trial;

[e] 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 released on bail by the learned Magistrate/Trial Court himself as laid down



WEB COPY



Crl.O.P.No.31498 of 2024

A.D.JAGADISH CHANDIRA.,J.

ham

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.

19.12.2024

ham

To

1. The Judicial Magistrate No.4,
Tiruppur.
2. The Inspector of Police,
Veerapandi Police Station,
Tiruppur District.
3. The Superintendent,
Central Prison, Coimbatore.
4. The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.31498 of 2024