



Crl.O.P.No.1427 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.01.2025

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

Crl.O.P.No.1427 of 2025

Kaleel @ Ibrahim Kaleelullah

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
M8 Sathangadu Police Station.

(Crime No.495 of 2024).

... Respondent

PRAYER : Criminal Original Petitions filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleaded to enlarge the petitioner on bail, in connection with Crime No.495 of 2024, pending investigation on the file of the respondent Police.

For Petitioners : Mr.K.A.M.Jagadish Kumar

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

ORDER

Petition seeking bail in respect of Crime No.495 of 2024 registered for the offence punishable under Section 103 of BNS, is on board for consideration.



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2. The incarceration of the petitioner being from 08.11.2024 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 further submits that the petitioner is in no way connected with the alleged offence and further, there is no nexus between the petitioner and the deceased, however, he was implicated since he happens to be the friend of the main accused. He also submits that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

3. The case of the prosecution as put forth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of bail, is that due to the previous enmity, the accused had murdered the de facto complainant's son by stabbing him with a knife. He further submits that the specific overt act against the petitioner/A2 is that he caught hold of the victim/deceased and assisted the first accused in disposing the body of the deceased. He also submits that the case is under investigation and there is no previous case against the petitioner.

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



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undergone by the petitioner, 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**, each for a like sum to the satisfaction of the learned **Judicial Magistrate, Thiruvottiyur**, 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 stay at Villupuram and report before the Inspector of Police, Villupuram Town Police Station, everyday at 10.30 a.m., until further orders;

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

[d] the petitioner 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 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 by the Hon'ble Supreme Court



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A.D.JAGADISH CHANDIRA.,J.

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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.

22.01.2025

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To

1. The Judicial Magistrate,
Thiruvottiyur.
2. The Inspector of Police,
M8 Sathangadu Police Station.
3. The Superintendent,
Central Prison,
Puzhal-II, Chennai.
4. The Public Prosecutor,
High Court of Madras.
5. The Inspector of Police,
Villupuram Town Police Station,
Villupuram.

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