



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.02.2025

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THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.2489 of 2025

Vignesh @ Thotta Vicky

...Petitioner/Accused

Vs.

State through
The Inspector of Police,
G1 Vepery Police Station,
Chennai.

(Crime No.13 of 2025)

...

Respondent

PRAYER: This criminal original petition has been filed under Section 483 of BNSS to enlarge the petitioner on bail in Crime No.13 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.C.Jagan

For Respondent : Mr.A.Gopinath
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 15.01.2025, seeking bail



in Crime No.13 of 2025 registered for the offence under Sections 296(b), 126(2), 115(2), 118(1), 109, 351(3) of BNS, 2023.

2.The case of the prosecution is that there was previous enmity between the defacto complainant's brother and the accused, due to which, on 14.01.2025, the petitioner along with the other accused abused the defacto complainant's brother in filthy language and assaulted him with hands and knife and caused injuries. Hence, the case.

3.Learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner has been in custody from 15.01.2025 and that co-accused have been granted bail and that the injured has been discharged from the hospital. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the case of the prosecution and submitted that the petitioner is the history sheeter and against whom, five previous cases are pending.



5.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

6. Considering the fact that co-accused have been granted bail, the period of incarceration undergone by the petitioner and this Court is of the view that further custody of the petitioner is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner with certain conditions.

7.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 **II Metropolitan Magistrate Court, Egmore, Chennai**, 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 report before the respondent Police, 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 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 B.N.S.

13.02.2025

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To

1.The Inspector of Police,
G1 Vepery Police Station,
Chennai.

2.The Superintendent of Prison,
Central Prison, Puzhal 2.

3.The II Metropolitan Magistrate Court, Egmore, Chennai.

4.The Public Prosecutor,
High Court, Madras.



SUNDER MOHAN, J.

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