



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.02.2025

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THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.4211 of 2025

Suresh
S/o.Savarana

...Petitioner/Accused

Vs.

State through
The Inspector of Police,
CSCID Police Station,
Krishnagiri District.

(Crime No.157 of 2024)

...

Respondent

PRAYER: This criminal original petition has been filed under Section 483 of BNSS to enlarge the petitioner on bail in Crime No.157 of 2024 pending investigation on the file of the respondent police.

For Petitioner : Mr.P.M.Jayachandran

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

ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 27.01.2025, seeking bail



in Crime No.157 of 2024 registered for the offence under Section 6(4) of TNSC (RDCS) Order 1982 r/w 7(i)a(ii) of E.C Act, 1955.

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2.It is the case of the prosecution that the petitioner was found in illegal transportation of 5100 kgs of PDS rice in a vehicle bearing Registration No.KA-27-A-5922 without any permit. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case and that the material has been recovered and that the petitioner has been in custody from 27.01.2025 and that co-accused have been arrested and released on bail by the Trial Court and hence, further custody of the petitioner is not required.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that the petitioner is having two previous cases and that the material has been seized and that investigation has been completed and charge sheet has also been filed before the jurisdictional Magistrate.



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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 period of incarceration and the fact that the material has been seized and the petitioner is on bail in all the other cases and the co-accused have been released on bail and that charge sheet has been filed and since further custody of the petitioner is not required for the purpose of interrogation, 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 **Judicial Magistrate No.I, Krishnagiri**, 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;

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[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.

18.02.2025

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Copy to:

1.The Inspector of Police,
CSCID Police Station,
Krishnagiri District.

2.The Judicial Magistrate No.I, Krishnagiri.

3.Sub Jail, Krishnagiri.

4.The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.

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