



Crl.O.P.No.4785 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.02.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.4785 of 2025

Arumugam

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
Neyveli Thermal Police Station,
Cuddalore District.
(Crime No.12 of 2025).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.12 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : Mr.B.Ramar

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 21.01.2025 seeking bail in Crime No.12 of 2025 registered for the offence under Sections 191(2), 296(b), 127(2), 118(1) and 103 of BNS subsequently altered into Sections 191(2), 296(b),



Crl.O.P.No.4785 of 2025

127(2), 118(1), 103, 115(2) and 351(3) of BNS Act [IPC 147, 294(b), 340, 324, 302, 323, 503 of IPC].

2. The case of the prosecution is that the deceased had borrowed a sum of Rs. 1,00,000/- from A1, though he had repaid the same, he had not paid the interest, due to which, A1 along with other accused attacked the deceased using knife, as a result, the deceased sustained injuries and died. Hence, the case.

3. Learned counsel appearing for the petitioner/A5 submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that, petitioner is in custody from 21.01.2025 and since further custody is not required, the petitioner may be released on bail.

4. Learned Government Advocate (Crl.Side) reiterated the prosecution case and submitted that, apart from this case, petitioner has no previous case.

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.



Crl.O.P.No.4785 of 2025

WEB COPY

6. Considering, the nature of allegation against the petitioner; the period of incarceration; no previous case and since further custody 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 learned **Judicial Magistrate, Kurinjipadi.**

[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;



CrI.O.P.No.4785 of 2025

WEB COPY

[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.

24.02.2025

Sma



Crl.O.P.No.4785 of 2025

WEB COPY

To

1. Judicial Magistrate, Kurinjipadi.
2. The Inspector of Police,
Neyveli Thermal Police Station,
Cuddalore District.
3. The Superintendent,
Central Prison, Cuddalore.
4. The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.4785 of 2025

SUNDER MOHAN., J.

Sma

Crl.O.P.No.4785 of 2025

24.02.2025