



Crl.O.P.No.5219 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.02.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.5219 of 2025

George Bush

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
V-4 Rajamangalam Police Station.
(Crime No.89 of 2024).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.89 of 2024, pending investigation on the file of the respondent Police.

For Petitioner : Mr.M.Ponmudi

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 20.03.2024 seeking bail in S.C.No.198 of 2024 pending trial on the file of the learned Principal Session Judge, Chennai, in connection with Crime No.89 of 2024 registered for the offences punishable under Section 302 of IPC.



Crl.O.P.No.5219 of 2025

WEB COPY

2. The petitioner is facing prosecution for the offence under Sections 302 of IPC. The petitioner was initially granted bail during the investigation and during the trial, for his non-appearance, non-bailable warrant was issued on 16.12.2024 and on 20.03.2024, the petitioner was arrested.

3. Learned counsel appearing for the petitioner submitted that, due to illness, petitioner could not appear before the trial Court and that the petitioner's non appearance is neither wilful nor wanton. He further submitted that, in any case, petitioner is in custody from 20.03.2024 and he is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) reiterated that now the case is posted for examination of LW1. He further 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.5219 of 2025

WEB COPY

6. Considering, the period of incarceration; and since further custody is not required, 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 **Principal Sessions Judge, 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 trial Court on all working day 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



CrI.O.P.No.5219 of 2025

WEB COPY

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.

26.02.2025

Sma

To

1. The Principal Sessions Judge,
Chennai.
2. The Inspector of Police,
V-4 Rajamangalam Police Station.
3. The Superintendent,
Chennai Central Prison at Puzhal.
4. The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.5219 of 2025

SUNDER MOHAN., J.

Sma

Crl.O.P.No.5219 of 2025

26.02.2025