



Crl.O.P.No.6182 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.6182 of 2025

1.Abbas Mohideen
2. Poovarasana

... Petitioners

Vs.

The State represented by,
The Inspector of Police,
P3 Vyasarpadi Police Station,
Vyasarpadi,
Chennai - 600 039.
(Crime No.56 of 2025). ... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioners on bail, in connection with the Crime No.56 of 2025, pending investigation on the file of the respondent Police.

For Petitioners : Mr.Y.Dhan Sekar

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

ORDER

This Criminal Original Petition has been filed by the petitioners, who were arrested and remanded to judicial custody on 07.02.2025, seeking bail in Crime No.56 of 2025 registered for the offence under Sections 126(2), 296(b), 118(1), 109, 351(3) of BNS [Sections 341, 294(b), 326, 307, 506 of IPC].



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2. The case of the prosecution is that, due to previous enmity, petitioners along with other accused attacked the defacto complainant using wooden log, as a result of which deceased sustained grievous injuries. Hence, the case.

3. Learned counsel appearing for the petitioners submitted that the allegations are false and in any case, the petitioners are in custody from 07.02.2025 and since further custody is not required, the petitioners may be released on bail.

4. Learned Government Advocate (Crl.Side) reiterated the prosecution case and submitted that the petitioners has no bad antecedents. He further submitted that the injured has been discharged from the hospital.

5. Considering the nature of allegations against the petitioners; the fact that the injured has been discharged from the hospital; the period of incarceration; the fact that the petitioners have no bad antecedents and since further custody is not required for the purpose of investigation, this Court is



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inclined to grant bail to the petitioners with certain conditions.

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6. Accordingly, the petitioners are 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 **X Metropolitan Magistrate, Egmore, Chennai.**

[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 petitioners shall report before the respondent Police, everyday at 10.30 a.m., until further orders;

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

[d] the petitioners 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



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action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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.

17.03.2025

Sma

To

- 1.X Metropolitan Magistrate, Egmore, Chennai.
2. The Inspector of Police,
P3 Vyasarpadi Police Station,
Vyasarpadi,
Chennai - 600 039.
3. The Superintendent,
Puzhal Prison, Chennai.
4. The Public Prosecutor,
High Court of Madras.



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SUNDER MOHAN., J.

Sma

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