



WEB COPY



Crl.O.P.No.6367 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.03.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.6367 of 2025

Abishek

...Petitioner/Accused 3

Vs.

State through
The Inspector of Police,
Sholavaram Police Station,
Thiruvallur District.

(Crime No.125 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.125 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.P.Chandrasekar

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



Crl.O.P.No.6367 of 2025

WEB COPY

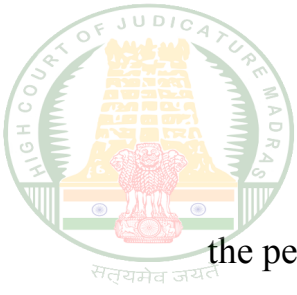
ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 17.02.2025, seeking bail in Crime No.125 of 2025 registered for the offence under Sections 296(b), 115(2), 118(1), 125, 309(4), 311, 351(3) of BNS, 2023.

2.The case of the prosecution is that the petitioner along with the other accused had waylaid the defacto complainant, abused him in filthy language, assaulted him and robbed Rs.500/- at knife point. Hence, the case.

3.Learned counsel appearing for the petitioner submitted that the allegation against the petitioner is false; that there is no previous case pending against the petitioner and that the petitioner is in custody from 17.02.2025 and hence, further custody of the petitioner is not required and sought for bail.

4.Learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the case of the prosecution and submitted that



Crl.O.P.No.6367 of 2025

the petitioner has no bad antecedents.

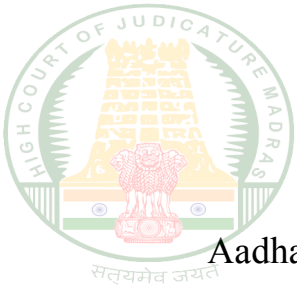
WEB COPY

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 nature of allegations, period of incarceration and the fact that the petitioner has no bad antecedents, this Court is of the view that further custody of the petitioner is not required for the purpose of investigation. Hence, 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 II, Ponneri**, 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



Crl.O.P.No.6367 of 2025

Aadhar card or Bank pass Book to ensure their identity;

WEB COPY

[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.

06.03.2025

ata



CrI.O.P.No.6367 of 2025

Copy to:
WEB COPY

- 1.The Inspector of Police,
Sholavaram Police Station,
Thiruvallur District.
- 2.The Superintendent of Prison,
Central Prison, Puzhal.
- 3.The Judicial Magistrate II, Ponneri.
- 4.The Public Prosecutor,
High Court, Madras.

SUNDER MOHAN, J.



WEB COPY



CrI.O.P.No.6367 of 2025

ata

CrI.O.P.No.6367 of 2025

06.03.2025