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CRL OP No. 6733 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-03-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 6733 of 2025

Vijayan
S/O.Vediyappan,,
Mandhikulampatty Village, Sikkalur
Post, Harur Taluk, Dharmapuri District.

Petitioner(s)

Vs

State rep by
The Inspector of Police,
Kottapatti Police Station,
Dharmapuri District.
(Crime No.26 of 2025).

Respondent(s)

CRL OP No. 6733 of 2025

PRAYER

To enlarge the petitioner on anticipatory bail in the event on his arrest by the Respondent Police in Crime No. 26 of 2025 on the file of the Respondent police and pass such further or other orders as this Hon'ble Court may deem fit and proper in the circumstances of the case and thus render Justice.



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For Petitioner(s): Mr. J. Pradeep
For Respondent(s): Mr. S. Santhosh,
Government Advocate

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 105 of BNS (Section 304 IPC) r/w Section 135(1)(a) of Indian Electricity Act in Crime No.26 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the 1st victim had entered the land which was taken on lease by the petitioner and another person and was owned by one Elango, that while he entered, he came in contact with electric fence, he was electrocuted and died; that when the 2nd victim, who is the father of the 1st victim came in search of the 1st victim, he was also electrocuted and died. Hence, the case.

3. Learned counsel appearing for the petitioner would submit that the

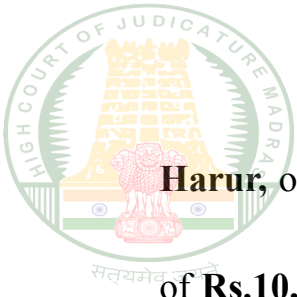


and that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court, and prayed for anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of anticipatory bail to the petitioner, reiterated the prosecution case and on instructions submitted that the co-accused were arrested and released on bail by this Court in Crl.O.P.Nos.4913 & 6420 of 2025 dated 07.03.2025.

5. Considering the nature of allegation, the fact that the co-accused were arrested and released on bail and since, custodial interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before **the learned Judicial Magistrate,**



Harur, on condition that the petitioner shall execute a separate bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only) with two sureties each** for a like

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sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

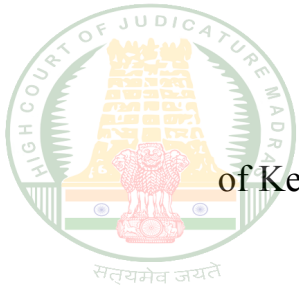
[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police as and when required for interrogation.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond 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 of B.N.S.

10-03-2025

AT

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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SUNDER MOHAN, J.

AT

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To

1.State rep by
The Inspector of Police,
Kottapatti Police Station, Dharmapuri
District. (Crime No.26 of 2025).

CrI. O.P. No. 6733 of 2025