



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.03.2025

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THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.6977 of 2025

Manikandan

...Petitioner/Accused 3

Vs.

State rep by
The Inspector of Police,
Neyveli Thermal Police Station,
Cuddalore District.

(Crime No.12 of 2025)

... Respondent

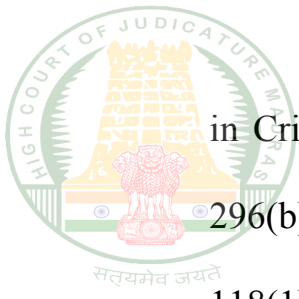
PRAYER: This criminal original petition has been filed under Section 483 of BNSS to enlarge the petitioner on bail in Crime No.12 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.C.Rajaguru

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 22.01.2025, seeking bail



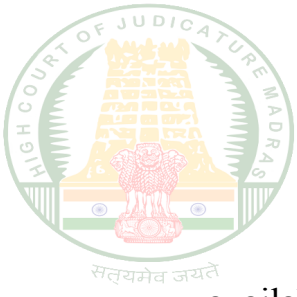
in Crime No.12 of 2025 registered for the offence under Sections 191(2), 296(b), 127(2), 118(1) and 103 of BNS, 2023 @ 191(2), 296(b), 127(2), 118(1), 103, 115(2) and 351(3) of BNS, 2023.

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2.It is the case of the prosecution that the deceased had borrowed a hand loan of Rs.1 lakh from A1; that though the deceased had repaid the same, A1 demanded exorbitant interest for the said amount; that when it was questioned, A1 along with the petitioner and other accused attacked the deceased with knife, as a result of which, the deceased sustained injuries and died. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has no bad antecedents; that the petitioner is in custody from 22.01.2025 and the similarly placed co-accused was granted bail by this Court in Crl.O.P.No.4785 of 2025 on 24.02.2025 and hence, his further custody is not required and sought for bail.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that the petitioner has no bad antecedents.



5.Heard the learned counsel on either side 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 and the similarly placed co-accused was granted bail by this Court and since further custody of the petitioner 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 **District Munsif cum Judicial Magistrate, Neyveli**, 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 respondent Police,
everyday at 10.30 a.m., until further orders;

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

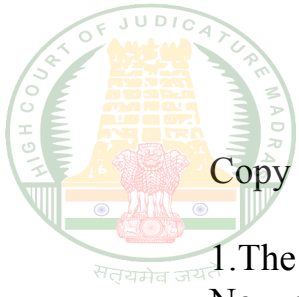
[d] the petitioner shall not tamper with evidence or witness either
during investigation or trial;

[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.

11.03.2025

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Copy to:

1. The Inspector of Police,
Neyveli Thermal Police Station,
Cuddalore District.

2. The District Munsif cum Judicial Magistrate, Neyveli.

3. Central Prison, Cuddalore.

4. The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.

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