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CrI.O.P.No.7188 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

CrI.O.P.No.7188 of 2025

Manikandan

... Petitioner

Vs.

State Rep. by
Inspector of Police
Walajabad Police Station
Kanchipuram District.
(Crime No.733 of 2024)

... Respondent

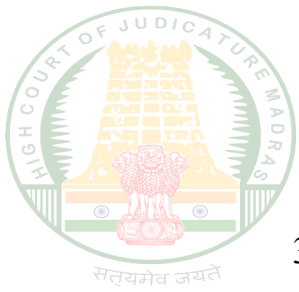
PRAYER: Criminal Original Petition filed under Section 483 of BNSS, to enlarge the petitioner on bail in Crime No.733 of 2024 on the file of the respondent police.

For Petitioner : Mr.B.Hariharan
For Respondent : Mr.Leonard Arul Joseph Selvam
Learned Government Advocate (Criminal Side)

ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 15.02.2025, seeking bail in Crime No.733 of 2024 registered for the offence under Section 329(4), 296(b), 118(1), 109, 351(3) of BNS (307 of IPC, 448, 294, 324, 506(2) of IPC)

2.The case of the prosecution is that due to a civil dispute, the petitioner along with other accused attacked the de facto complainant using knife and caused injuries.



CrI.O.P.No.7188 of 2025

3.Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He also submitted that the petitioner is in custody from 15.02.2025 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 (CrI.Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, reiterated the prosecution case. The learned Government Advocate further submitted that there are two previous cases against the petitioner and the co-accused was granted bail in CrI.OP.No.2179 of 2025 dated 03.02.2025.

5.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (CrI. Side) for the respondent Police and perused the materials available on record.

6.Considering the nature of allegations, period of incarceration undergone by the petitioner, the co-accused was granted bail in CrI.OP.No.2179 of 2025 dated 03.02.2025, the fact that the petitioner was released on bail in all the previous cases and since further custody is not required for the purpose of interrogation, 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



Cr1.O.P.No.7188 of 2025

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 Judicial

Magistrate II, Kanchipuram, 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 of B.N.S.

12.03.2025

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To



Cr1.O.P.No.7188 of 2025

SUNDER MOHAN, J.
sai

1.The Judicial Magistrate II,
Kanchipuram

2.The Inspector of Police
Walajabad Police Station
Kanchipuram District.

3.The Superintendent,
Central Jail, Vellore.

4.The Public Prosecutor,
High Court of Madras.

Cr1.O.P.No.7188 of 2025

12.03.2025