



WEB COPY



Crl.OP.No.7965 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.03.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.OP.No.7965 of 2025

Sathish

... Petitioner(s) /Accused

Vs.

The State rep by

The Inspector of Police,

T-5, Thiruverkadu Police Station,

Thiruvallur.

... Respondent(s)/ Complainant

Crime No.31 of 2025.

Prayer: Criminal Original Petition filed under Section 482 of Bharatiya

Nyaya Sanhita, 2023, to enlarge the petitioner on bail in connection with

Crime No.31 of 2025 on the file of the respondent police.

For petitioner(s) : Mr.D.Padmanabhan

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

ORDER



Crl.OP.No.7965 of 2025

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 13.01.2025, seeking bail in Crime No.31 of 2025 registered for the offences under Sections 324(2), 296(b), 109(1), 125 and 351(3) of BNS, 2023, and Section 4 of TNPHW Act, 2002.

2. The case of the prosecution is that, the petitioner assaulted the defacto complainant and his relatives with a knife and abused them in filthy language.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case; that in any case, considering the period of incarceration, he may be released on bail.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of bail to the petitioner, reiterated the prosecution case and, on instructions, submitted that the



injured have been discharged from the hospital; and that there are eleven previous cases against the petitioner.

5. Considering the nature of allegations and the period of incarceration, this Court is of the view that further custody of the petitioner is not required. Hence, this Court is inclined to grant bail to the petitioner with certain conditions.

6. 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 **learned Judicial Magistrate No.II Court, Poonamallee**, 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



WEB COPY



CrI.OP.No.7965 of 2025

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.



Crl.OP.No.7965 of 2025

18.03.2025

WEB COPY

Index : Yes/No

Speaking Order/Non Speaking Order

Neutral Citation: Yes/No

Internet: Yes/No

skr



CrI.OP.No.7965 of 2025

WEB COPY

- To
1. The Inspector of Police,
T-5, Thiruverkadu Police Station,
Thiruvallur.
 2. The Public Prosecutor,
Madras High Court,
Chennai.
 3. Judicial Magistrate No.II Court,
Poonamallee.
 4. The Superintendent of Prison,
Central Puzhal Prison-II,
Puzhal, Chennai.



WEB COPY



CrI.OP.No.7965 of 2025

SUNDER MOHAN, J.

skr

CrI.OP.No.7965 of 2025



WEB COPY



CrI.OP.No.7965 of 2025

18.03.2025