



Crl.O.P.No.8513 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.8513 of 2025

E.Anbu

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
Kundrathur Police Station,
Kancheepuram District.
(Crime No.473 of 2024).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.473 of 2024, pending investigation on the file of the respondent Police.

For Petitioner : Mr.S.Sekar

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 13.11.2024 under Sections 331(4), 305 of BNS on the file of the respondent police, seeks bail.



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2. The case of the prosecution is that the petitioner trespassed into the house of the defacto complainant and committed theft of 5 grams of gold and silver anklets and a cash of Rs.30,000/-. Hence, the case.

3.The learned counsel appearing for the petitioner submitted that the allegations are false; and that in any case, further custody is not required for the purpose of investigation. Hence, he prayed for grant of bail to the petitioner..

4. The learned Government Advocate (Crl. Side) appearing for the respondent police, reiterated the prosecution case and submitted that the major portion of the stolen property has been recovered and that the petitioner has previous cases and in those cases, petitioner is on bail.

5.Considering the nature of the allegation; the fact that the major portion of the stolen property has been recovered, the fact that the petitioner is on bail in other cases and since, further custody is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner with certain conditions.



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6.. Accordingly, the petitioner 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, Sriperumbudur** and on further conditions that:

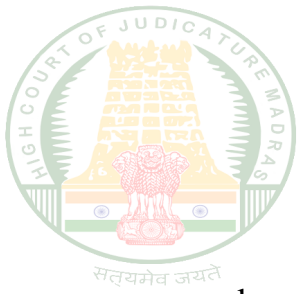
[a]the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30.a.m., until further orders.

[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



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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.

25.03.2025

Sma

To

1. Judicial Magistrate, Sriperambudur.
2. The Inspector of Police,
Kundrathur Police Station,
Kancheepuram District.
3. The Superintendent,
Central Prison, Vellore.
3. The Public Prosecutor,
High Court of Madras.



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SUNDER MOHAN., J.

Sma

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