



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.04.2025

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THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.9967 of 2025

Aruldoss

...Petitioner/Accused

Vs.

State rep by
The Station House Officer,
Aladi Police Station,
Cuddalore District.

(Crime No.42 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.42 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.S.V.Karthikeyan

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 16.03.2025, seeking bail



in Crime No.42 of 2025 registered for the offence under Sections 105 and 115(2) of BNS r/w Section 3 of TNPPDL Act.

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2.It is the case of the prosecution that the deceased is the mother-in-law of the petitioner; that there was previous enmity between the petitioner and one Sanjay; that on 15.03.2025, due to wordy quarrel, the petitioner had demolished the wall of the neighbour, Sanjay, by using a Tractor; that when he reversed the Tractor, the Tractor ran over the deceased; and that thereafter, she was admitted to hospital and died. Hence, the case.

3.The learned counsel for the petitioner would submit that the allegations are false; that it is a case of accident; and that in any case, the petitioner is in custody from 16.03.2025 and hence, further custody of the petitioner is not required. He would further submit that admittedly, it is the case of accident so far as the death of the petitioner's mother-in-law.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and on instructions submitted that due to previous enmity, the petitioner had demolished the wall of the neighbour one, Sanjay



and when he took reverse the Tractor, accidentally, the vehicle ran over his mother-in-law.

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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 since further custody of the petitioner is not required for the purpose of investigation, 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 **Judicial Magistrate No.II, Virudhachalam**, 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;

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[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.

03.04.2025

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Copy to:

1.The Station House Officer,
Aladi Police Station,
Cuddalore District.

2.The Judicial Magistrate No.II, Virudhachalam.

3.Central Prison, Cuddalore.

4.The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.

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