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Crl.O.P.No.10552 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.10552 of 2025

Keerthivasan

...Petitioner/Accused

Vs.

State rep by
The Inspector of Police,
Thudiyalur Police Station,
Coimbatore District.

(Crime No.156 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.156 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.W.Camyles Gandhi

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.156 of 2025 registered for the offence under Sections 370(3),
177 of IPC and 80 and 81 of JJ Act.

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2.It is the case of the prosecution that there are totally 10 accused in this case, in which the petitioner is arrayed as A9; that a complaint was given by the Child Helpline that one year old child was found missing; that based on the complaint, the respondent, upon investigation, found that one year male child was missing in the house of A1 and A2. Thereafter, it has been admitted by A1 and A2 that they have sold their one year male child through Aarthi @ Ranjitha and received Rs.2 lakhs. On enquiring the said person, it was came to light that some other persons acted as intermediaries and finally the child was sold for Rs.7 lakhs by the petitioner. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent; that the petitioner has no bad antecedents and that in any case the petitioner is in custody from 16.03.2025 and hence, further custody of the petitioner is not required.



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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, the fact that the petitioner has no bad antecedents and since further custody of the petitioner 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 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.I, Coimbatore**, 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;



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[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;

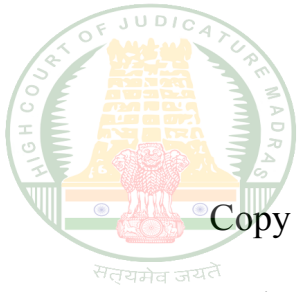
[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[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.

08.04.2025

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Copy to:

- 1.The Inspector of Police,
Thudiyalur Police Station,
Coimbatore District.
- 2.The Judicial Magistrate No.I, Coimbatore.
- 3.The Superintendent of Prison,
Central Prison, Coimbatore.
- 4.The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.

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