



WEB COPY



Crl. O.P. No.11267 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :16.04.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P. No.11267 of 2025

Vignesh

... Petitioner/Accused 1

Vs.

The State represented by-

The Inspector of Police,
Gummudipoondi Police Station,
Tiruvallur.
(Crime No.60 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.60 of 2025 pending investigation on the file of the respondent Police.

For Petitioner : Mr.T.Ganesan
For Respondent : Ms.J.R.Archana,
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed by the petitioner who was arrested and remanded to judicial custody on 14.03.2025 seeking bail in Crime No.60 of 2025 registered for the offence under Sections 465, 468, 471 & 420 of IPC.



2. The case of the prosecution is that the petitioner had given wrong information to the second accused/VAO and obtained a false Death Certificate of his mother viz., Janaki @ Lakshmiyammal and obtained patta transfer in respect of the property which belonged to his father and thus committed the aforesaid offence.

3. The learned counsel for the petitioner would submit that the all the documents have been seized, the investigation has been completed and considering the period of incarceration, he may be released on bail.

4. The learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that this Court has granted anticipatory bail to the second accused in Crl.O.P. No.8970 of 2025; that the forged documents and other records had been seized and that the petitioner is involved in another case in Crime No.654 of 2024 for the offence under Sections 329 (iii), 324(iv), 296(b), 115(ii), 351(ii) BNS r/w. 4 of TNPHW Act and hence opposed for grant of bail.

5. Admittedly, the petitioner is in judicial custody from 14.03.2025. The alleged forged documents have been seized by the respondent. Considering the aforesaid facts and the nature of allegations, the stage of investigation and the period of incarceration of the petitioner, this Court is of the view that further



custody of the petitioner is not required for the purpose of investigation. Hence, 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 learned **District Munsif cum Judicial Magistrate, Gummidipoondi.**

[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, daily 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]***;



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SUNDER MOHAN., J.

rkp

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

16.04.2025

rkp

To

- 1.The District Munsif cum Judicial Magistrate, Gummidipoondi.
- 2.The Inspector of Police,
Gummudipoondi Police Station,
Tiruvallur.
3. The Superintendent, Central Prison-II, Puzhal.
4. The Public Prosecutor, High Court of Madras.

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