



Crl.O.P.No.11898 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.06.2025

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.11898 of 2025

1.Muruganandham

2.Yokesh

3.Sathypandi

4.Gowrishankar

... petitioners

Vs.

State rep. by
The Inspector of Police,
Bhavani Police Station.
Erode District.
Crime No.140 of 2025.

... Respondent

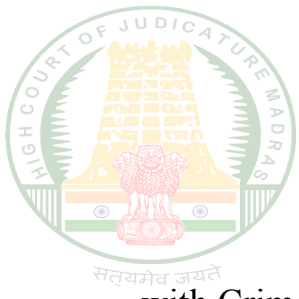
PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail in Crime
No.140 of 2025 pending on the file of the Respondent police.

For petitioners : Mr.R. Thamaraiselvan

For Respondent : Mr.L.Baskaran
Government Advocate (Crl.Side)

ORDER

The petitioners, who were arrested and remanded to judicial custody on
15.03.2025, for the offence punishable under Section 103 of BNS, in connection



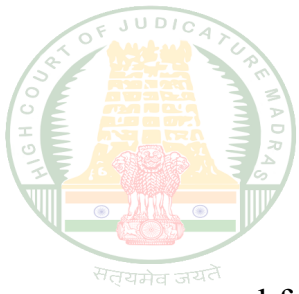
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with Crime No.140 of 2025, registered on the file of the respondent, seeks bail.

2. The case of the prosecution is that the defacto complainant is the VAO of the Varathanallur Village and due to previous enmity, the petitioners are alleged to have involved in the murder happened in the said village and thrown the body into the river. Hence the case.

3. The learned counsel for the petitioners would submit that with regard to 4th petitioner/A5, he seeks the permission of this court to withdraw the petition and he has also made an endorsement to that effect. He further submitted that the petitioners are falsely implicated in this case. The petitioners are in judicial custody from 15.03.2025 and hence, further custody of the petitioners is not required. He also submitted that the petitioners are ready to abide by any stringent condition that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that A1 is the mother of the deceased and A2 sister was married to the deceased. Due to previous enmity in the family dispute, the petitioners have joined together and committed the offence of murder. He further submitted that all the accused have been arrested and charge sheet has not yet been filed by the respondent police. He



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opposed for grant of bail to the petitioners.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case, the submissions made by the learned counsel on either side and the period of incarceration undergone by the petitioners 1 to 3, this Court is inclined to grant bail to the petitioners 1 to 3 with certain conditions.

7. Recording the submission and endorsement made by the learned counsel for the petitioners, this petition is dismissed as withdrawn **in respect of 4th petitioner/A5.**

8. Accordingly, the petitioners 1 to 3 are ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the **Judicial Magistrate- I, Bhavani, Erode District**, and on further conditions that:

a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] **the petitioners 1 to 3 shall appear before the respondent Police as and when required for further interrogation;**



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[c] the petitioners 1 to 3 shall make himself available for interrogation by a Police Officer as and when required;

[d] the petitioners 1 to 3 shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[e] the petitioners 1 to 3 to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[f] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners 1 to 3 in accordance with law as if the aforementioned conditions have been imposed and the petitioners 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)13 SCC 283];

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

To:

13.06.2025

1. The Judicial Magistrate I,
Bhavani, Erode District
2. The Inspector of Police,
Bhavani Police Station.
Erode District.
3. The Superintendent,
Central Prison, Coimbatore.
4. The Public Prosecutor,
High Court of Madras.



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M.NIRMAL KUMAR.,J.
gv

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