



Crl.OP.No.12067 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 23.04.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.12067 of 2025

Bipan Kumar

.. Petitioner

Vs.

The State rep by
Inspector of Police
Saibaba Colony Police Station
Coimbatore.

(Crime No.115 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.115 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : M/s.D.Padmanabhan

For Respondent : M/s.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 10.03.2025, seeking bail



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in Crime No.115 of 2025 registered for the offence under Sections 61(2)(a), 318(2), 319(2) & 336(3) of BNS altered to Section 61(2)(a), 318(2), 319(2) & 336(3), 318(4) of BNS.

2. The case of the prosecution is that the petitioner had applied for the post of Multitasking and Technical Staff; that he, along with the other accused, engaged third parties to write the examination on their behalf; and that later the defacto complainant came to know that the petitioner and the other accused had arranged for third parties to write the examination on their behalf by paying a sum of Rs.50,000/-, and thus committed aforesaid offences.

3. The learned counsel for the petitioner would submit that the allegations are false; that the petitioner is in custody from 10.03.2025 and in any case, further custody of the petitioner is not required and prayed that the petitioner may be released on bail.



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4. Learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and confirmed the aforesaid facts.

5. Considering aforesaid facts, 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.

6. 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, one being a blood relative surety and the other a local surety**, each for a like sum to the satisfaction of the **learned Judicial Magistrate No.VII, 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;

[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;

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[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.

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Index : Yes / No
Internet : Yes / No
dpa



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- To
1. Inspector of Police
Saibaba Colony Police Station
Coimbatore.
 2. The Judicial Magistrate No.VII, Coimbatore.
 3. The Superintendent of Prison,
Central Prison, Coimbatore.
 4. The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.
dpa

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