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Crl.O.P.No.12890 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.12890 of 2025

1.C.Ranjith
2.Pichaimani

...Petitioners/Accused

Vs.

State rep by
The Inspector of Police,
T-4, Maduravoyal Police Station,
Chennai.

(Crime No.302 of 2025)

...

Respondent

PRAYER: This criminal original petition has been filed under Section 483 of BNSS to enlarge the petitioners on bail in Crime No.302 of 2025 pending investigation on the file of the respondent police.

For Petitioners : Mr.D.Raja

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed by the petitioners, who were arrested and remanded to judicial custody on 08.04.2025, seeking bail



in Crime No.302 of 2025 registered for the offence under Sections 140(2), 127(2), 115(2), 351(2) of BNS, 2023.

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2.It is the case of the prosecution that the defacto complainant had obtained a hand loan of Rs.50,000/- from A1 and he had repaid only a sum of Rs.5,000/-; that thereafter, the defacto complainant went to his native place; that on 08.04.2025 at about 4.00 p.m., the petitioners, on seeing the defacto complainant in a juice shop at Maduravoyal, had abducted him to the house of A1, abused him in filthy language, assaulted him and threatened him of dire consequences and compelled him to pay the balance amount. Hence, the case.

3.The learned counsel for the petitioners would submit that the petitioners are innocent; that the petitioners had actually demanded the amount that was due to the petitioner by the defacto complainant; and that the petitioners are in custody from 08.04.2025 and hence, further custody of the petitioners is not required and sought for bail.



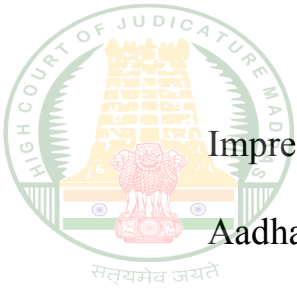
4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that there are two previous case pending against the petitioners and they are on bail in those cases.

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 petitioners are on bail in the previous cases and since further custody of the petitioners is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioners with certain conditions.

7.Accordingly, the petitioners are ordered to be released on bail on their executing separate bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only) each** with **two sureties**, each for a like sum to the satisfaction of the **Judicial Magistrate – II, Poonamallee**, 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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[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners 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 petitioners in accordance with law as if the 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)AIR SCW 5560];***

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

25.04.2025

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Copy to:



1.The Inspector of Police,
T-4, Maduravoyal Police Station,
Chennai.

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2.The Judicial Magistrate – II, Poonamallee.

3.The Superintendent of Prison,
Central Prison, Puzhal.

4.The Public Prosecutor,
High Court, Madras.

SUNDER MOHAN, J.



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