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Crl.O.P.No.13263 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.13263 of 2025

Arunkumar

...Petitioner/Accused

Vs.

State rep by
The Inspector of Police,
K8, Arumbakkam Police Station,
Anna Nagar,
Chennai – 600 106.

(Crime No.202 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.202 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.R.C.Paul Kanagaraj

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 15.04.2025, seeking bail



in Crime No.202 of 2025 registered for the offence under Sections 296(75 and 351(2) of BNS, 2023.

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2.It is the case of the prosecution that the defacto complainant was working as House Keeping Supervisor in D.G.Vaishnava College and the petitioner was also working in the same College; that the petitioner had threatened the defacto complainant, tried to misbehave and sexually harass her; that thereafter, the respondent seized the mobile of the petitioner and found incriminating materials in the said cell phone. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent; that he has nothing to do with the alleged offence; and that the petitioner is in custody from 15.04.2025 and hence, further custody of the petitioner is not required and sought for bail.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and opposed for the grant of bail.

5.Heard the learned counsel on either side and perused the materials



available on record.

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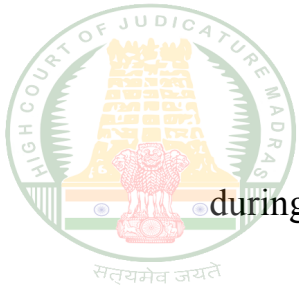
6.Considering the nature of allegations, period of incarceration and since further custody of the petitioner is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner with certain conditions.

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 **V Metropolitan Magistrate, Egmore, Chennai**, 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 stay at Vellore and report before the Inspector of Police, Vellore North Police Station, 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.

28.04.2025

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Copy to:



1.The Inspector of Police,
K8, Arumbakkam Police Station,
Anna Nagar,
Chennai – 600 106.

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- 2.The V Metropolitan Magistrate, Egmore, Chennai.
- 3.The Superintendent of Prison, Central Prison, Puzhal.
- 4.The Public Prosecutor, High Court, Madras.



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SUNDER MOHAN,

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