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CrI.O.P.No.13548 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

CrI.O.P.No.13548 of 2025

Sanjay Raja

...Petitioner/Accused

Vs.

State rep by
The Inspector of Police,
Thodamuthur Police Station,
Coimbatore District.

(Crime No.18 of 2023)

... Respondent

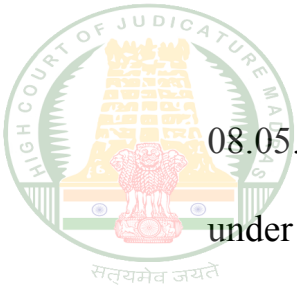
PRAYER: This criminal original petition has been filed under Section 483 of BNSS to enlarge the petitioner on bail in Crime No.18 of 2023 pending investigation on the file of the respondent police.

For Petitioner : Mr.D.Balaji

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

ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested on PT warrant and remanded to judicial custody on



08.05.2023, seeking bail in Crime No.18 of 2023 registered for the offence under Sections 294(b), 147, 148, 324 and 307 of IPC.

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2.It is the case of the prosecution that there was a property dispute between the petitioner and the defacto complainant; that on 01.02.2023 at about 9.00 a.m., while the defacto complainant and others went to the property and fencing the same, the petitioner along with the other accused came there, raised objection and picked up quarrel with him; that due to which, the accused had abused him in filthy language, assaulted him with knife and caused injuries. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent; that the injured was discharged from the hospital; and that the petitioner is in custody from 08.05.2023 and hence, further custody of the petitioner is not required and sought for bail.

4.Per contra, the learned Government Advocate (CrI. Side) reiterated the prosecution case and submitted that the injured has been discharged from the hospital and that there are 10 previous cases pending against the petitioner and he is on bail in those cases.



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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 injured was discharged from the hospital, the petitioner is on bail in the previous cases, 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 **Judicial Magistrate No.6, Coimbatore, Coimbatore District**, 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;

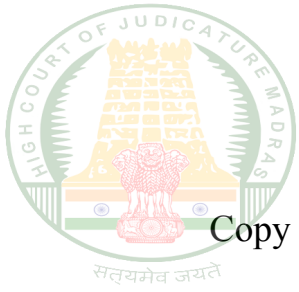
[d] the petitioner shall not tamper with evidence or witness either
during investigation or trial;

[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.

29.04.2025

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Copy to:

- 1.The Inspector of Police,
Thodamuthur Police Station,
Coimbatore District.
- 2.The Judicial Magistrate No.6, Coimbatore, Coimbatore District.
- 3.The Superintendent of Prison, Central Prison, Coimbatore.
- 3.The Public Prosecutor, High Court, Madras.



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SUNDER MOHAN, J.

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