



WEB COPY

Crl.O.P.No.14418 of 202



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.05.2025

CORAM

THE HON'BLE MR. JUSTICE N.SENTHILKUMAR

Crl.O.P.No.14418 of 2025

Mathiyarasan

... Petitioner/Accused 3

Vs.

State rep by
The Inspector of Police,
District Crime Branch,
Cuddalore District.

(Crime No.7 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.7 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.T.Meganathan

For Respondent : Mr.V.J.Priyadarsana
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed by the petitioner/A3, who was arrested and remanded to judicial custody on 09.04.2025, seeking bail in Crime No.7 of 2025 registered for the offence under Sections 182, 420, 465, 468, 471 of IPC.



WEB COPY

Crl.O.P.No.14418 of 202



2.It is the case of the prosecution that the petitioner/A3 along with the other accused, conspired together, fabricated death certificate, legal heir certificate and other documents and sold the defacto complainant's property to third parties. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the similarly placed co-accused/A1 and A2 were granted bail by the learned Judicial Magistrate No.I, Vriddhachalam and A4 and A5 were granted anticipatory bail by this Court in Crl.O.P.No.11699 of 2025 on 25.04.2025. He would further submit that the petitioner is in custody from 09.04.2025 and hence, further custody is not required and sought for bail.

4.Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and confirmed that the arrested accused were granted bail by the learned Judicial Magistrate No.I, Vriddhachalam and few of the accused were granted anticipatory bail by this Court.



WEB COPY

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

6. Considering the nature of allegations, the period incarceration, the fact that the co-accused were granted bail by the learned Judicial Magistrate No.I, Vriddhachalam and anticipatory bail by this Court in Crl.O.P.No.11699 of 2025 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.10,000/- (Rupees Ten Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the **Judicial Magistrate No.I, Vriddhachalam**, 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 jurisdictional Magistrate from Monday to Friday at 10.30 a.m., and shall appear before the respondent Police on Saturday and Sunday at 05.30 p.m.,



until further orders;

WEB COPY
trial;

[c] the petitioner shall not abscond either during investigation or

[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.

21.05.2025

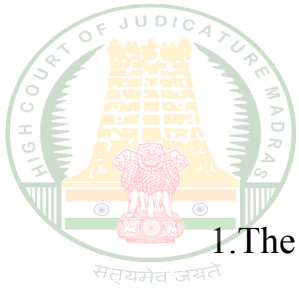
ata

Note :

1.Registry is directed to forthwith upload this order in the official website of this Court.

2.All concerned to act on this order being uploaded in official website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in official website of this Court will be watermarked and will also have a QR code.

Copy to:



1.The Judicial Magistrate No.I, Vriddhachalam.

2.The Inspector of Police,
District Crime Branch,
Cuddalore District.

3.The Superintendent,
Central Jail, Cuddalore District.

4.The Public Prosecutor,
High Court of Madras.



WEB COPY

Crl.O.P.No.14418 of 2025



N.SENTHILKUMAR, J.

ata

Crl.O.P.No.14418 of 2025

21.05.2025