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CrI.O.P.No.15239 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.05.2025

CORAM

THE HON'BLE MR. JUSTICE M. NIRMAL KUMAR

CrI.O.P. No.15239 of 2025

G.Nagaraj

... Petitioner/Accused

Vs.

State Rep.by
The Inspector of Police,
E-3, Minjur Police Station,
Tiruvallur District.
(Crime No.297 of 2025)

... Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioners on bail, in
Crime No.297 of 2025 pending on the file of the respondent police.

For Petitioner : Mr.E.Gopalakrishnan

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



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ORDER

Petition seeking bail in respect of Crime No.297 of 2025 registered for the alleged offence punishable under Section 310(4) of BNS is on board for consideration.

2. The case of the prosecution is that the petitioner/A2 along with other accused persons had allegedly attempted to commit a gang robbery by threatening passersby with knives near Seemavaram new bridge and forcibly obtaining money and valuables. Hence, this complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and he had not committed any offence as alleged by the prosecution. He further submitted that the petitioner is in jail from 25.04.2025.

4. The learned Government Advocate (Crl. Side) appearing for the respondent, on instruction submitted that, there are totally 5 accused in this case and the petitioner is arrayed as A2 and he is having two previous. He further submitted that the investigation is in progress.



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5. Taking into consideration the facts and circumstances of the case, considering the nature of allegation against the petitioner, the submissions made by the learned counsels on either side and in view of the fact that the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner. Accordingly, the petitioner is ordered to be released on bail with the following conditions:

(1) The petitioner shall execute a bond for **Rs.10,000/- (Rupees Ten Thousand only)** with two sureties each for a like sum to the satisfaction of the **learned Judicial Magistrate-I, Ponneri;**

(2) **The petitioner shall appear before the respondent police daily at 10.30 a.m., for a period of 30 days and thereafter as and when required for interrogation;**

(3) The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Metropolitan Magistrate shall obtain a copy of any one of identity proofs to ensure their identity;

(4) The petitioner shall make himself available for interrogation by a Police Officer as and when required;

(5) The petitioner shall not directly or indirectly cause any



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threat to the defacto complainant and witnesses;

(6) The petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

(7) On breach of any of the aforementioned conditions, the learned Metropolitan Magistrate is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions are imposed by themselves as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala [(2005)13 SCC 283].

(8) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

15.05.2025

ari/stn

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.**

To

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1. The Judicial Magistrate-I, Ponneri.

2. The Inspector of Police,
E-3, Minjur Police Station,
Tiruvallur District.
(Crime No.297 of 2025)

3. The Superintendent,
Central Prison, Puzhal-II,
Chennai.

4. The Public Prosecutor,
High Court, Madras.

M. NIRMAL KUMAR, J.



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