



Crl.O.P.No.15465 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.06.2025

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.15465 of 2025

Jayakumar

.. Petitioner

Vs.

State Rep By:

The Sub-Inspector of Police,
F-2, Egmore Police Station,
Chennai.

(Cr.No.299/2025)

.. Respondent

PRAYER: Criminal Original Petition is filed under Section 483 of BNSS, to enlarge the petitioner on bail in pending investigation Crime No.299 of 2025 on the file of the respondent Police.

For Petitioner : Mr.M.Uthayakumar

For Respondent : Mr.L.Baskaran
Govt. Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 23.04.2025, for the offence punishable under Sections 232 & 351(2) of Bharatiya Nyaya Sanhita, 2023 in connection with Crime No.299 of 2025 on the file of the respondent, seeks bail.



2. The case of the prosecution is that the petitioner is alleged to have threatened the defacto complainant who had come to testify against the petitioner in the court. Hence the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person. He also submitted that the petitioner is in no way connected with the alleged offence. He further submitted that the petitioner is ready to abide by any stringent condition that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that the petitioner threatened the defacto complainant who had to depose before the 14th Metropolitan Magistrate Court. Only one has is yet to be examined in Cr.No.833/2024 . Hence, he strongly opposed to grant bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case, nature of allegations, submissions made by the learned counsel on either side and the period of incarceration undergone by the petitioner and the petitioner is ready to abide by any stringent condition, this Court is inclined to grant bail



to the petitioner with certain conditions.

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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)** each with two sureties, for a like sum to the satisfaction of the learned **XIV Metropolitan Magistrate, Egmore, Chennai** and on further conditions that:

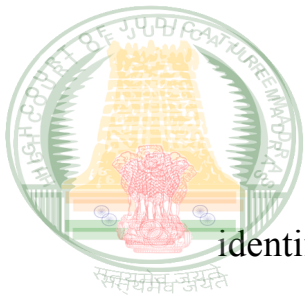
[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the learned **XIV Metropolitan Magistrate, Egmore, Chennai** daily at 10.30 a.m. for a period of three weeks; thereafter as and when required for further interrogation;

[c] the petitioner shall make herself available for interrogation by a Police Officer as and when required;

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[e] the petitioner to give an undertaking that if required for being



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identified by witnesses during investigation or for police custody beyond the first fifteen days, they shall comply to the directions as may be given by the Court in this regard;

[f]On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283];

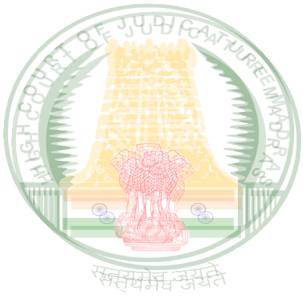
[g]If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

17.06.2025

gv

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 the official website of this Court will be watermarked and will also have a QR code.



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To

- 1.The XIV Metropolitan Magistrate,
Egmore, Chennai.
- 2.The Sub-Inspector of Police,
F-2, Egmore Police Station,
Chennai.
- 3.The Superintendent,
Central Prison-
Puzhal-II.
- 4.The Public Prosecutor,
Madras High Court.



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M.NIRMAL KUMAR, J.

gv

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