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CrI.O.P.No.17019 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.06.2025

CORAM

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No.17019 of 2025

Mohanapriyan

... Petitioner

Vs.

State by:-

The Inspector of Police,
Salem Town Police Station,
Salem District.

(Crime No.272 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.272 of 2025 on the file of the respondent police.

For Petitioner	:	Mr.V.Gunasekar
For Respondent	:	Mr.A.Gokulakrishnan Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 18.04.2025, seeking bail in Crime No.272 of 2025 registered for the offence under Sections 109, 351(3) of BNS.



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2.The case of the prosecution is that, due to previous enmity, petitioner attacked the defacto complainant with knife, due to which, petitioner sustained stab injuries. Hence, the case.

3.Learned counsel appearing for the petitioner submitted that the the petitioner is an innocent person and he has been falsely implicated in this case. Hence, he prayed for grant of bail to the petitioner.

4.Learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and opposed for the grant of bail to the petitioner.

5. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

6.Considering the nature of allegations and also considering the period of incarceration, 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)** with **two sureties (out of which, one shall be a blood related surety)**, each for a like sum to the satisfaction of the **learned Judicial Magistrate No.I, Salem** 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 Tambaram and report before the Inspector of Police, Tambaram S11 Police Station daily at 10.30.a.m., for a period of 15 days and thereafter report before the respondent police daily at 10.30.a.m., for a period of 15 days and thereafter as and when required for interrogation.

[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



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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 of B.N.S.

23.06.2025

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Copy to:

- 1.The Judicial Magistrate No.I,
Salem.
2. The Inspector of Police,
Salem Town Police Station,
Salem District.
3. The Superintendent,
Central Prison, Salem
4. The Public Prosecutor,
High Court, Madras.



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Crl.O.P.No.17019 of 2025



G.K.ILANTHIRAIYAN, J.

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