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Crl.O.P.No.17152 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.07.2025

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.17152 of 2025

P.Karthi @ Karthikeyan

... Petitioner/A1

Vs.

The State of Tamil Nadu,
Rep. by The Inspector of Police,
Kalambur Police Station,
Thiruvannamalai District.
(Cr.No.365 of 2012)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime
No.365 of 2012 pending on the file of the respondent.

For Petitioner : Mr.V.Kayalvizhi

For Respondent : Mr.R.Vinoth Raja
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 21.04.2025, for the offence punishable under Sections 457, 392 read with
Section 397 of IPC in Crime No.365 of 2012, registered on the file of the
respondent, seeks bail.



Crl.O.P.No.17152 of 2025

WEB COPY

2. Learned counsel for the petitioner submitted that the petitioner is an accused facing trial in P.R.C.No.06 of 2014 on the file of the Judicial Magistrate No.II, Arani. He further submitted that since the petitioner was arrested in yet another case, he was arrested in this case on 21.04.2025 through P.T.warrant. He also submitted that the petitioner will undertake that hereafter he will regularly appear before the trial court on all hearing dates and also stated that he is prepared to comply with any stringent conditions that may be imposed by this Court. Therefore, he prays for grant of bail to the petitioner.

3. Learned Government Advocate (Crl.Side) appearing for the respondent opposed for grant of bail to the petitioner.

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

5. Considering the facts and circumstances of the case, submissions made by the learned counsels on either side, this Court is inclined to grant bail to the petitioner with certain conditions.



CrI.O.P.No.17152 of 2025

WEB COPY

6. 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 learned **Judicial Magistrate No.II, Arani**, 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 trial Court on every Tuesday at 10.30..m., and on all hearing dates without fail;**

[c] the petitioner shall make himself 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 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;

[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



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CrI.O.P.No.17152 of 2025

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)13 SCC 283]**;

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

04.07.2025

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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.

To

- 1.The Judicial Magistrate No.II, Arani.
- 2.The Inspector of Police,
Kalambur Police Station,
Thiruvannamalai District.
- 3.The Central Prison, Vellore .
- 4.The Public Prosecutor,
High Court of Madras.

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Crl.O.P.No.17152 of 2025

M.NIRMAL KUMAR, J.

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Crl.O.P.No.17152 of 2025

04.07.2025