



WEB COPY



CrI.O.P.No.17998 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.06.2025

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.17998 of 2025

1.Srinath

2.Ajay

... Petitioners

Versus

The State Represented by,
The Inspector of Police,
T-16, Semmanchery Police Station,
Chennai.
(Crime No.160 of 2025)

... Respondent

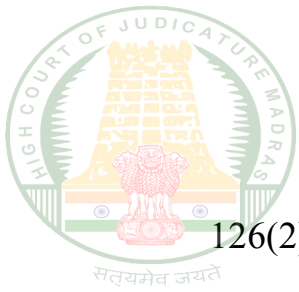
PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.160 of 2025 on the file of the Respondent Police.

For Petitioner : M/s.S.Vedavalli

For Respondent : Mr.A.Gokulakrishnan
Additional Public Prosecutor

ORDER

The petitioners, who were arrested and remanded to judicial custody on 04.05.2025, for the offence punishable under Sections 296(b),



126(2), 115(2), 309(4), 311, 125, 324(2), 351(2) of BNS in connection with Crime No.160 of 2025, registered on the file of the respondent police, seek bail.

2. The contention of the learned counsel for the petitioners is that the petitioners are said to have wrongfully restrained the defacto complainant, used abusive words, voluntarily caused simple hurt and also threatened him. That apart, they have extorted a sum of Rs.940/- from him. She further submits that the petitioners are innocent persons and they are no way connected with the said occurrence. Further, she submitted that the petitioners are willing to abide by any stringent conditions that may be imposed by this Court. Therefore, she prays for grant of bail to the petitioners.

3. Learned Additional Public Prosecutor submitted that the petitioners/A2 and A3 along with one Suresh/A1 have assaulted the defacto complainant with knife and robbed a sum of Rs.940/- from him. Further, he submitted the petitioners are habitual offenders and they have four previous cases against them. Therefore, he opposed for grant of bail to the petitioners.



WEB COPY

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 and the period of incarceration undergone by the petitioners, this Court is inclined to grant bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail on their executing separate 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 **District Munsif cum Judicial Magistrate, Sholinganallur** 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 petitioners shall report before the respondent Police, everyday at 10.30 a.m., for a period of three weeks and thereafter, as and when required for



WEB COPY



CrI.O.P.No.17998 of 2025

further interrogation;

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

[d] the petitioners shall not directly or indirectly cause any threat to the defacto complainant and witnesses;

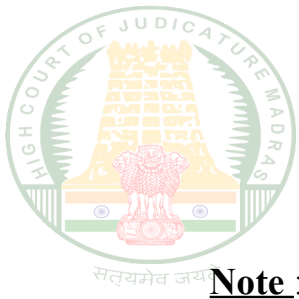
[e] the petitioners to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, they shall comply to the directions as may be given by the Court in this regard;

[f] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners 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.

25.06.2025

sp



CrI.O.P.No.17998 of 2025

Note :

WEB COPY

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 District Munsif cum Judicial Magistrate,
Sholinganallur.
- 2.The Inspector of Police,
T-16 Semmanchery Police Station,
Chennai.
- 3.The Superintendent,
Central Prison, Puzhal.
- 4.The Public Prosecutor,
High Court, Madras.



WEB COPY



Crl.O.P.No.17998 of 2025

M.NIRMAL KUMAR, J.

sp

Crl.O.P.No.17998 of 2025

25.06.2025