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Crl.O.P.No.20807 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.07.2025

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THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.20807 of 2025

Nithiyanantham

... Petitioner

Vs.

State Represented by,
Inspector of Police,
Arakkonam Town Police Station,
Arakkonam.

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime
No.333 of 2025 pending on the file of the respondent.

For Petitioner : Mr.T.Shanmugam
for T.Sreelekha

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

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 11.05.2025, for the offence punishable under Sections 341(1), 341(2),
336(3), 340(2), 318(4) of BNS in Crime No.333 of 2025, registered on the
file of the respondent, seeks bail.

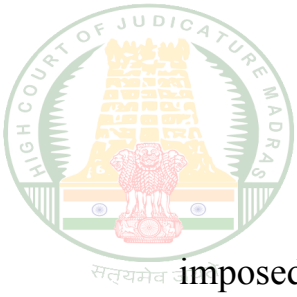


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2. The case of the prosecution is that the petitioner is running a tailor shop. The defacto complainant who is the Thasildar of Arakkonam Taluk, Ranipet has got a secret information through Whatsapp as if the petitioner and other accused persons were having Counterfeit seals of Revenue officials which were used for creation of forged documents. Based on the confession of one Gunasekaran, 49 counterfeit Government seals and forged death certificate, were seized by the revenue officials. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, he has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He further submits that A4 namely one Anbu who is the co-accused was arrested and granted bail by this Court in Crl.O.P.No.18679 of 2025. Moreso, the petitioner was detained under Act 14 of 1982 vide Detention order dated 09.06.2025, subsequently, the Deputy Secretary to the Government, Home Prohibition and Excise Department has revoked the detention order in pursuance of the report sent by the Advisory Board. He further submitted that the petitioner is ready to abide by any stringent condition that may be



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imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

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4. Learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, reiterated the prosecution case has submitted that the forged documents are to be sent for Forensic examination. He further submits that at present, the investigation has been transferred to District Crime Branch, Ranipet.

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

6. Considering the facts and circumstances of the case and also considering the period of incarceration, this Court is inclined to grant bail to the petitioner with certain conditions.

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**, each for a like sum to the satisfaction of the learned **Judicial Magistrate No.1, Arakkonam** and on further conditions that:



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[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 District Crime Branch, Ranipet daily at 10.30.a.m., until further orders

[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 petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by



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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.

29.07.2025

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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.



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M.NIRMAL KUMAR, J.

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To

- 1.The Judicial Magistrate No.1, Arakkonam
- 2.The Inspector of Police,
Arakkonam Town Police Station,
Arakkonam.
3. The District Crime Branch, Ranipet
- 4.The Public Prosecutor,
High Court of Madras.

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