



Crl.O.P.No.21617 of 2025

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M.NIRMAL KUMAR,J.

This matter is listed today before this Court under the caption
“for Being Mentioned”.

2. It is seen that in the order dated 01.08.2025, the **satisfaction Court** has been wrongly mentioned as “**Judicial Magistrate No.I, Poonamallee**” instead of “**Judicial Magistrate No.II, Attur**”.

3. The Registry is directed to carryout the necessary amendment and issue a fresh order copy.

dna

04.08.2025



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.08.2025

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.21617 of 2025

Umamaheshwaran

... Petitioner

Vs.

State Rep its
The Inspector of Police,
Gangavalli Police Station,
Salem.
(Cr.No.140 of 2025)

... Respondent

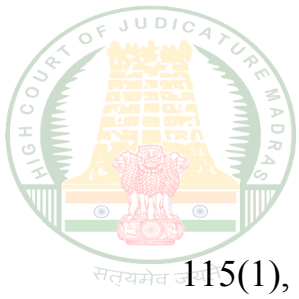
PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in
connection with Crime No.140 of 2025 on the file of the respondent police.

For Petitioner : M/s.S.Sengkodi

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

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 16.07.2025, for the offence punishable under Sections 191(3), 296(b),



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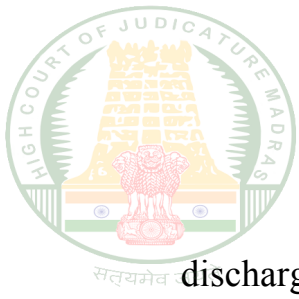
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115(1), 118(2), 109(2), 351(2) of BNS r/w Section 3(1) of TNPPDL Act @
Sections 191(3), 296(b), 115(1), 109, 351(2) of BNS r/w Section 3(1) of
TNPPDL Act in Crime No.140 of 2025, registered on the file of the
respondent, seeks bail.

2.The case of the prosecution is that there was a wordy quarrel
between the petitioner and the defacto complainant, due to which the
petitioner along with other accused attacked the defacto complainant using
wooden log and damaged his bike. 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. There is a
case in counter. 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 (Crl. Side) appearing for the
respondent police, while opposing for grant of bail to the petitioner,
reiterated the prosecution case and submitted that the injured has been



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discharged from the hospital.

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

6. 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.

7. Accordingly, the petitioner is ordered to be released on bail on their 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.I, Poonamallee** 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 **deposit a sum of Rs.5,000/- (Rupees Five Thousand Only)** to the credit of **Crime No.140 of 2025** before the learned **Judicial**



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Magistrate No.II, Attur.

[c] the petitioner shall report before the respondent police daily at 10.30.a.m., for a period of three weeks and thereafter as and when required for interrogation;

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

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

[f] 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;

[g] 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 the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]**;

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



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RAP

01.08.2025

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-II, Attur.
- 2.The Inspector of Police,
Gangavalli Police Station,
Salem
- 3.The Superintendent,
Central Prison, Salem.
- 4.The Public Prosecutor,
High Court of Madras.



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RAP

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