



WEB COPY



Crl.O.P.No.21591 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.08.2025

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.21591 of 2025

Suresh @ Petta Suresh

... Petitioner

Vs.

State Rep by:

The Inspector of Police,
V-3 J J Nagar Police Station,
Chennai.

(Cr.No.411 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in V3 JJ Nagar Police Station Crime No.411 of 2025 on the file of the respondent police.

For Petitioner : Mr.P.Krishna Moorthy

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 23.06.2025, for the offence punishable under Sections 296(b), 109(2) and 351(3) of BNS, in Crime No.411 of 2025, registered on the file of the



Crl.O.P.No.21591 of 2025

WEB COPY

respondent, seeks bail.

2.The case of the prosecution is that the petitioner and other accused waylaid the defacto complainant and assaulted the defacto complainant using a beer bottle. Due to which, the defacto complainant sustained grievous injuries. 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 the co-accused has been granted bail by this Court in Crl.O.P.No.20884 of 2025. 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 there are six previous cases pending against the petitioner and the injured has been discharged from the Hospital.



WEB COPY



CrI.O.P.No.21591 of 2025

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

6. Considering the fact that the injured has been discharged from the Hospital and also that the co-accused has been granted bail, 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 at Ambattur Court** 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 respondent police daily at 10.30.a.m., for a period of three weeks until further orders;**

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



WEB COPY



CrI.O.P.No.21591 of 2025

[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 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.

01.08.2025

RAP

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



CrI.O.P.No.21591 of 2025

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 at Ambattur Court.
- 2.The Inspector of Police,
V-3 J J Nagar Police Station,
Chennai.
- 3.The Superintendent,
Central Prison, Puzhal.
- 4.The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.21591 of 2025

M.NIRMAL KUMAR, J.

RAP

Crl.O.P.No.21591 of 2025

01.08.2025