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Crl.O.P.No.21939 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.08.2025

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THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.21939 of 2025

G.Kirubakaran

... Petitioner

Vs.

The State represented by
The Inspector of Police,
Director of Vigilance and Anti-Corruption
Vellore, Tamilnadu.

Crime No.3 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.3 of 2025 on the file of the respondent.

For Petitioner : Mr.D.A.Sugumar
For Respondent : Mr.R.Vinothraja
Special Public Prosecutor

ORDER

The petitioner, who was arrested and remanded to judicial custody on
24.07.2025, for the offence punishable under Section 7 of Prevention of
Corruption (Amendment) Act, 2018 in Crime No.3 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 working as a Foreman in TNEB at Virinchipuram, Vellore District, demanded a bribe of Rs.3000/- from the defacto-complainant for providing new electricity connection to his house. Hence, the present case.

3.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has been falsely implicated in this case. He further submitted that petitioner is in judicial custody from 24.07.2025 and hence, further custody of the petitioner is not required. Hence, he prayed for grant of bail to the petitioner.

4.The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that in this case petitioner was caught red handed for receiving bribe amount of Rs.3000/- from the defacto-complainant. Further, the petitioner demanded and received bribe amount was witnessed by accompanying witness and the phenolphthalein test confirms the receipt of bribe amount. In this case the petitioner was arrested and he is in judicial custody from 24.07.2025. He further submitted that substantial part of investigation has been completed. However, strongly



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opposed for grant of bail to the petitioner.

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

6. Considering the facts and circumstances of the case, the fact that substantial portion of investigation for a trap case has been completed and recorded and the period of incarceration undergone by the petitioner, 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 **Sessions Division of Vellore District, (Principal Sessions Judge, Vellore)** 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 thirty days;**



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thereafter as and when required for interrogation;

[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 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.

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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 Sessions Division of Vellore District, (Principal Sessions Judge, Vellore)
- 2.The Inspector of Police,
Director of Vigilance and Anti-Corruption
Vellore, Tamilnadu.
- 3.The Central Jail, Vellore
- 4.The Public Prosecutor,
High Court of Madras.



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M.NIRMAL KUMAR, J.

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