



Crl.O.P.No.23829 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2025

CORAM

THE HON'BLE MR JUSTICE N.SATHISH KUMAR

Crl.O.P.No.23829 of 2025

Mayakkannan

... Petitioner

Vs.

The State represented by its
The Inspector of Police,
Dharmapuri, B1, P.S.,
(Crime No.434 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.434 of 2025 on the file of the respondent Police with stringent condition.

For Petitioner : Mr.G.K.Thamizharasan

For Respondent : Mr.L.Baskaran
Government Advocate (Criminal Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
26.07.2025, for the alleged offence under Sections 286 of BNS @ 61 (2), 123,
109 of BNS in Crime No.434 of 2025, registered on the file of the respondent,
seeks bail.



CrI.O.P.No.23829 of 2025

WEB COPY

2.The case of the prosecution is that the, due to a previous enmity arising out of a land dispute, the petitioner along with other accused persons is said to have mixed poison in the liquor consumed by the defacto-complainant. As a result, the defacto-complainant was admitted to the Government Medical College Hospital, Dharmapuri. Hence, the case.

3.The learned counsel for the petitioner submits that the petitioner is an innocent person and has been falsely implicated in this case. He further submits that the petitioner is in judicial custody from 26.07.2025 and hence, further custody of the petitioner is not required. Hence, prayed for grant of bail to the petitioner.

4.The learned Government Advocate (Criminal side) appearing for the respondent Police submits that the defacto-complainant has been discharged from hospital. However, opposed for grant of bail to the petitioner.

5.Heard the learned counsels on either side and perused the records.



WEB COPY



CrI.O.P.No.23829 of 2025

6.Considering the facts and circumstances of the case, the fact that the injured has been discharged from hospital, the submissions made by the learned counsels on either side and the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7.Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the **Judicial Magistrate Court No.I, Dharmapuri**, 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. until further orders;

[c] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to



CrI.O.P.No.23829 of 2025

WEB COPY

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]**;

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

29.08.2025

ep

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.



WEB COPY



CrI.O.P.No.23829 of 2025

To

- 1.The Judicial Magistrate No.I, Dharmapuri.
- 2.The Inspector of Police,
Dharmapuri, B1, P.S.
3. The Superintendent,
District Jail, Dharmapuri.
4. The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.23829 of 2025

N.SENTHIL KUMAR, J.

ep

Crl.O.P.No.23829 of 2025



WEB COPY



CrI.O.P.No.23829 of 2025

29.08.2025