



WEB COPY



Crl.O.P.No.25413 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **23-09-2025**

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.25413 of 2025

Kupendra

... Petitioner/ Accused

Vs

The State rep. by,
The Inspector of Police,
Thally Police Station,
Krishnagiri District.
(Crime No.204 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in
Crime No.204 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr. M.P. Saravanan

For Respondent(s) : Mr. A. Gopinath
Government Advocate (Crl. Side)



ORDER

WEB COPY

The petitioner, who was arrested and remanded to judicial custody on 01.09.2025, for the offences punishable under Sections 25(1B)(a) Arms Act, 1959 and 4(b) Explosive Substances Act, 1908 in Crime No.204 of 2025, registered on the file respondent police, seeks bail.

2. The case of the prosecution is that based on a secret information, the respondent police conducted search in the house of the petitioner, from where they seized illegal country made gun, 70 grams of gun powder and 105 grams of phosphorus powder. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner is ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent while opposing the bail to the petitioner reiterated the prosecution case and stated that the petitioner has no previous antecedents;



and that the investigation is pending.

WEB COPY

5. Considering the facts, the petitioner has no previous antecedents, the country gun was seized and the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions.

6. 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**, for a like sum to the satisfaction of the **learned Judicial Magistrate, Denkanikottai** 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 two weeks and thereafter, as and when required for interrogation;



Crl.O.P.No.25413 of 2025

WEB COPY

[c] 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]**;

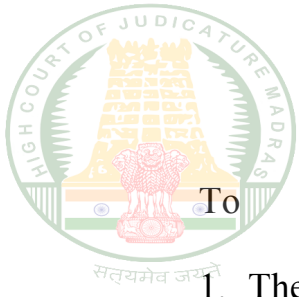
[d] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

23.09.2025

stn

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.



Crl.O.P.No.25413 of 2025

1. The Judicial Magistrate,
Denkanikottai.

2. The Inspector of Police,
Thally Police Station,
Krishnagiri District.
(Crime No.204 of 2025)

3. The Superintendent,
Central Prison, Salem.

4. The Public Prosecutor,
High Court of Madras.

K. RAJASEKAR, J.



WEB COPY



Crl.O.P.No.25413 of 2025

stn

Crl.O.P. No.25413 of 2025

23.09.2025