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Crl.O.P.No.25702 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-09-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.25702 of 2025

Sowthri

... Petitioner/ A8

Vs

The State rep. by,
The Inspector of Police,
Tiruppattur Town Police Station,
Tiruppattur District.
(Crime No.27 of 2021)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in
S.C.No.35 of 2025 on the file of the learned District and Sessions Judge,
Tirupattur (FAC), Court of Sessions Division of Tirupattur District.

For Petitioner(s) : Mr. E. Kannadasan

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



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 11.08.2025 based on execution of NBW dated 07.07.2025 in S.C.No.35 of 2025 on the file of the Court of Sessions of Tirupattur District for the offences punishable under Sections 120(b), 148, 341, 302, 109 and 149 of IPC in Crime No.27 of 2021 on the file of the respondent police, seeks bail.

2. The learned counsel appearing for the petitioner submitted that originally the petitioner was earlier arrested and released on bail and was regularly appearing before the Trial Court for the case in S.C.No.35 of 2025 and due to his non-appearance before the Trial Court, a NBW was issued as against the petitioner on 07.07.2025 and subsequently, the petitioner was arrested on 11.08.2025. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.

3. The learned Government Advocate (Criminal Side) appearing for the respondent while opposing the bail to the petitioner submitted that



the petitioner was on bail earlier not appeared before the Trial Court during the pendency of the trial, hence NBW was issued and subsequently, he was arrested. He further submitted that the petitioner has previous antecedents and the trial is yet to commence.

4. Considering the period of incarceration undergone by the petitioner and the fact that the trial proceedings has not yet commenced, this Court is inclined to grant bail to the petitioner with certain conditions.

5. 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 **Court of Sessions Division of Tirupattur District** 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;



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[b] the petitioner shall appear before the Trial Court concerned daily at 10:30 a.m., for a period of two weeks and thereafter, on all hearing dates without fail;

[c] the petitioner shall not directly or indirectly cause any threat to the defacto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;

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

[e] the petitioner shall not abscond either during investigation or trial;

[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]**;



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[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 District and Sessions Judge,
Tirupattur (FAC),
Court of Sessions Division of Tirupattur District.
2. The Inspector of Police,
Tirupattur Town Police Station,
Tirupattur District.
(Crime No.27 of 2021)
3. The Superintendent,
Central Prison, Vellore.
4. The Public Prosecutor,
High Court of Madras.



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K. RAJASEKAR, J.

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