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Crl.O.P.No.25906 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.09.2025

CORAM

THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P.No.25906 of 2025

Dhanush Sham

... Petitioner/Accused

Vs.

The State represented by
The Inspector of Police,
Guduvanchery Police Station,
(Crime No.207 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.207 of 2025 on the file of the respondent police.

For Petitioner : Mr.J.Franklin

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

ORDER



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The petitioner, who was arrested and remanded to judicial custody on 06.08.2025 for the alleged offences punishable under Sections **126(2) (341 of IPC), 296(b) (294 of IPC), 118(1) (324 of IPC), 103(1) (302 of IPC) of BNS Act, in Crime No.207 of 2025** on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner is the son of the deceased and since the deceased used abusive words against the family member in a drunken mode, the petitioner, enraged, attacked the deceased with a wooden log, causing injuries that led to his death. Hence, the case.

3. The learned counsel appearing for the petitioner states that the petitioner is an innocent person and he has not committed any such offence as alleged by the prosecution and he has been falsely implicated in this case. 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. The learned Government Advocate (Criminal.Side) appearing for



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the respondent police submitted that based on the complaint lodged by the brother of the petitioner herein, a case has been lodged against the petitioner.

The petitioner was arrested on 06.08.2025 and since the investigation is still pending and hence, he strongly opposed the grant 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 period of incarceration, 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.20,000/- (Rupees Twenty Thousand Only)** with **two sureties**, for a like sum to the satisfaction of the **learned Judicial Magistrate No.II, Chengalpattu** 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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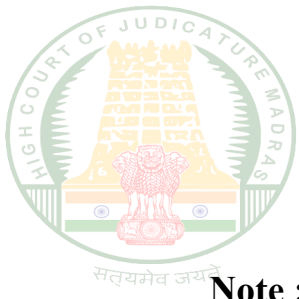
[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of four weeks and thereafter, as and when required for interrogation;

[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.

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Note :
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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 Judicial Magistrate No.II, Chengalpattu.
- 2.The Inspector of Police,
Guduvanchery Police Station,
(Crime No.207 of 2025)
- 3.The Superintendent,
District Prison, Chengalpattu.
- 4.The Public Prosecutor
High Court of Madras,
Chennai 600 104.



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K.RAJASEKAR, J.

dna

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