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Crl.O.P.No.27385 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-10-2025

CORAM

THE HONOURABLE MR. JUSTICE N. SENTHILKUMAR

CRL OP NO.27385 of 2025

1.Kannan
2.Santhosh

... Petitioners/Accused

Vs

State rep. by,
The Inspector of Police,
Steel Plant Police Station,
Salem District.
(Crime No.240 of 2025).

... Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioners on bail
in Crime No.240 of 2025 pending on the file of the respondent police.

For Petitioners : Mr.C.Deepakkumar

For Respondent : Mr. V.J.Priyadarsana
Government Advocate (Crl. Side)



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ORDER

The petitioners, who were arrested and remanded to judicial custody on 08.09.2025 for the alleged offence punishable under Sections 296(b), 118(1), 324(4) and 109 of BNS, in Crime No.240 of 2025, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 07.09.2025, the first petitioner had taken power supply from the defacto complainant's house for his hen-farm. When the same was questioned by the defacto complainant, the petitioners are alleged to have abused him in filthy language, attacked him with a bill-hook and also caused damage to his two-wheeler, to the tune of Rs.10,000/-. Hence, the case.

3. Learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case. He would further submit that the petitioners were arrested and they are in judicial custody from 08.09.2025 and are ready to abide by any conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioners.



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4. Learned Government Advocate (Crl.Side) appearing for the respondent police submitted that the investigation was completed.

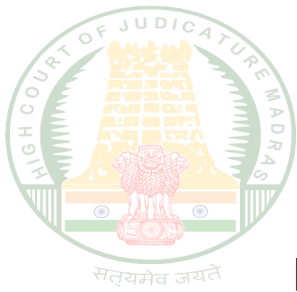
However, he opposed for grant of bail to the petitioners.

5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the submissions of the learned counsel on either side and the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioners, subject to certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail on their executing a separate 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 **Judicial Magistrate No.I, Salem,** and on further conditions that:-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;



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[b] the petitioners shall report before the respondent police daily at 10.30.a.m., for a period of two weeks.

[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners shall not tamper with the evidence or witness either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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)AIR SCW 5560];

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

03.10.2025

drl/rna



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 official website of this Court will be watermarked and will also have a QR code.**

To

- 1.The Judicial Magistrate No.I, Salem.
- 2.The Superintendent of Police,
Central Prison, Salem.
3. The Inspector of Police,
Steel Plant Police Station,
Salem District.
4. The Public Prosecutor,
High Court of Madras.



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N. SENTHILKUMAR, J.

drl / rna

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