



WEB COPY



Crl.O.P.No.32644 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.01.2025

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.32644 of 2024

Vinoth

... Petitioner

Vs.

State, Represented by
The Inspector of Police
Sholavaram Police Station
Thiruvallur District.
(Crime No.1132 of 2024)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.1132 of 2024 on the file of the respondent Police.

For Petitioner : Mr.P.Chandrasekar

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER

Petition seeking bail in respect of Crime No.1132 of 2024 registered for the offences punishable under Sections 296(b), 309(4), 311, 351(3) of BNS is on board for consideration.

2.The incarceration of the petitioner being from 27.11.2024 pleading innocence on the part of the petitioner and false implication in the case, learned



CrI.O.P.No.32644 of 2024

counsel for the petitioner seeks indulgence of this Court. He also submits that the petitioner is no way connected with the alleged offences and he is ready to abide by any stringent condition that may be imposed by this court.

3.The case of the prosecution, as putforth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of bail, is that the petitioner along with other accused waylaid the de facto complainant, threatened him at knife point and robbed a sum of Rs.1,100/- from him. He further submits that there are four previous cases against the petitioner.

4.Having heard the learned counsel for the petitioner and the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record and considering the period of incarceration undergone by the petitioner, this court is inclined to grant bail to the petitioner with certain conditions and accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the learned Judicial Magistrate II, Ponneri, 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;



WEB COPY



Crl.O.P.No.32644 of 2024

[b] the petitioner shall stay at Vridhachalam and report before the Inspector of Police, Vridhachalam Police Station, everyday at 06.30 p.m., until further orders. It is made clear that the petitioner shall not enter the jurisdictional limits of the respondent police until further orders;

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

[d] the petitioner shall not tamper with 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 petitioner in accordance with law as if the 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)AIR SCW 5560]*;

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

03.01.2025

sai



WEB COPY



CrI.O.P.No.32644 of 2024

A.D.JAGADISH CHANDIRA, J.
sai

To

1.The Judicial Magistrate II, Ponneri

2.The Inspector of Police,
Sholavaram Police Station
Thiruvallur District.

3.The Inspector of Police
Vridhachalam Police Station
Vridhachalam.

4.The Superintendent,
Central Prison, Puzhal.

5.The Public Prosecutor,
High Court of Madras.

CrI.O.P.No.32644 of 2024

03.01.2025