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Crl.O.P.No.28186 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15-10-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.28186 of 2025

Surendhar

... Petitioner

Vs

The State rep. by,
The Inspector of Police,
Arambakkam Police Station,
Thiruvallur District
(Crime No.121 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.121 of 2025 on the file of the **The Inspector of Police,**
Arambakkam Police Station, Thiruvallur District.

For Petitioner(s) : Mr.C.R. Malarvannan

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



ORDER

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The petitioner, who was arrested and remanded to judicial custody on 07.08.2025, for the offences punishable under Sections 191 (2), 191(3) and 103 of BNS Act in Crime No.121 of 2025, registered on the file respondent police, seeks bail.

2.The case of the prosecution is that due to previous enmity, this petitioner joined hands with other accused and attacked the deceased with deadly weapons and committed murder. Hence, this case.

3.The learned counsel appearing for the petitioner submitted that he has not committed any 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 conditions that may be imposed by this Court and sought for bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent while opposing the bail to the petitioner, reiterated the prosecution case and submitted that due to previous enmity



the petitioner committed murder. He further submitted there is no previous case pending against the petitioner.

5.Considering the facts and circumstances of the case, the period of incarceration undergone by the Petitioner and the overt act is that he has not attacked the deceased, fact there is no previous case pending against the petitioner, this Court is inclined to grant bail to the petitioner herein with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail on their executing a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with **two sureties each** for a like sum to the satisfaction of the **learned District Munsif cum Judicial Magistrate, Gummidipoondi** 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.

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[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 abscond, a fresh FIR can be registered under Section 269 of B.N.S.

15.10.2025

smn

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.



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To
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1. The **District Munsif cum Judicial Magistrate, Gummidipoondi**
2. The Inspector of Police,
Arambakkam Police Station,
Thiruvallur District
3. The Superintendent,
Central Prison-II, Puzhal, Chennai
4. The Public Prosecutor,
High Court of Madras.



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K. RAJASEKAR, J.

smn

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