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Crl.O.P.No.29911 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.11.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.29911 of 2025

Manjunath

... Petitioner

Vs.

The State represented by
The Inspector of Police,
Tirupathur Town Police Station.
(Crime No.157 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner/Accused on bail in
Crime No.157 of 2025 pending on the file of the respondent Police.

For Petitioner : Mr.M.Vinoth

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

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 08.09.2025, for the offence punishable under Sections 316, 318, 305 of
BNS in Crime No.157 of 2025, registered on the file of the respondent, seeks
bail.



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2. The allegation against the petitioner is that, on 01.06.2025 at about 09.00.a.m., while the defacto complainant went to withdraw money from the Indian Bank ATM near Tirupattur Bus Stand, the petitioner and other approached her while she was withdrawing money, engaged her in conversation, and subsequently took her ATM card, they illegally withdrew Rs.9,000/- from the account. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that, the petitioner is ready to deposit the money alleged to have been cheated. Hence, he prays to grant bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police submitted that, apart from this case, petitioner has four previous cases. Hence, he strongly opposed the grant of bail to the petitioner.

5. Heard both sides and perused the materials available on record.



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6. Considering the undertaking given by the petitioner that he is ready to deposit the amount alleged to have been cheated by him and taking into account the period of incarceration, this Court is inclined to grant bail to the petitioner with certain conditions:

7. Accordingly, **the petitioner shall deposit a sum of Rs.9,000/- to the credit of Crime No.157 of 2025** and on such deposit, 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 learned **Judicial Magistrate No.I, Tirupathur** 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 three weeks and thereafter as and when required for interrogation;



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

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[e] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[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]**;

[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 Judicial Magistrate No.I, Tirupathur.
- 2.The Inspector of Police,
Tirupathur Town Police Station.
- 3.The Central Prison, Vellore.
- 4.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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