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Crl.O.P.No.31617 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.11.2025

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.31617 of 2025

Prasanth

... Petitioner

-Vs-

State Rep by,
The Inspector of Police,
Vellore North (L & O) Police Station,
Vellore, Vellore District.
(Crime No.326 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS Act, 2023, pleaded to enlarge the petitioner on bail in Crime No.326 of 2025 pending on the file of the respondent police.

For Petitioner : Mr.G.Vinoth Kumar

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 27.10.2025, for the alleged offence punishable under Sections 109(1), 115(2), 118(1), 191(2), 191(3), 296(b), 351(3) of BNS in Crime No.326 of 2025, on the file of the respondent police, seeks bail.



2. The allegation against the petitioner is that, he along with other accused, joined together and attacked the defacto complainant with deadly weapon and attempted to commit murder. Hence, the present complaint has been registered.

3. 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 there is no recovery of any weapon from the petitioner and that the allegation is only that he assaulted the defacto complainant with his hands. He further submitted that the co-accused was released on bail by this Court. He further submitted that the petitioner was arrested and he is in judicial custody since 27.10.2025. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the injured was discharged from the hospital and that the petitioner has four previous cases. Hence, he opposes to grant bail to the petitioner.

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

6. Considering the submissions made by the learned counsel on either side, the specific overt act attributed to the petitioner is that he assaulted the



defacto complainant with his hands and that the injured was discharged from the hospital, the co-accused was released on bail by this Court in

CrI.OP.No.29195 of 2025 dated 28.10.2025 and considering the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

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.IV, Vellore*, 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;

[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.

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

[d] the petitioner 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

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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 B.N.S.

19.11.2025

drl

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

1.The Judicial Magistrate No.IV,
Vellore.

2.The Inspector of Police,
Vellore North (L & O) Police Station,
Vellore, Vellore District.

3.The Superintendent,
Central Prison, Vellore.

4.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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