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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-12-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP NO.33902 of 2025

Santhosh

Petitioner

Vs

The State Represented by
The Inspector of Police,
M-5, Ennore Police Station,
Tiruvallur District.
Crime No.767 of 2025.

Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner pending investigation in Crime No.767 of 2025 on the file of the respondent police.

For Petitioner:

Mr.S.Vellidoss

For Respondent:

Mr.A.Gopinath
Government Advocate (Crl.side)



ORDER

The petitioner, who was arrested and remanded to judicial custody on 07.11.2025 for the alleged offence punishable under Sections 126(2), 296(b), 115(2), 109, 351(3) of BNS, in Crime No.767 of 2025 on the file of the respondent police, seeks bail.

2. The allegation against the petitioner is that the petitioner had a quarrel with the defacto complainant and attacked him with knife and caused severe injuries. Hence, the complaint was lodged and the petitioner was arrested.

3. Learned counsel appearing for the petitioner submitted that the petitioner is in judicial custody since 07.11.2025. He further submitted that the petitioner is not having any previous cases and that the injuries caused are not serious injuries. Hence, he prayed to grant bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent reiterated the prosecution case and submitted that the petitioner is not having any previous case and that the injured was admitted in the hospital on 07.11.2025 and discharged on 10.11.2025. Hence, he opposed to grant bail to the petitioner.



5. Considering the submissions made by the learned counsel on either side, the fact that the injured was discharged from the hospital, the petitioner has no previous case and considering the period of his incarceration, this Court is inclined to grant bail to the petitioner with certain conditions.

6. 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, Thiruvattiyur* 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 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.

11.12.2025

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.

To

1. The Judicial Magistrate,
Thiruvattiyur.
2. The Inspector of Police,
M-5, Ennore Police Station,
Tiruvallur District.
3. The Superintendent,
Central Prison, Puzhal, Chennai.
4. The Public Prosecutor,
High Court, Madras.



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K.RAJASEKAR, J.,

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