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Crl.O.P.No.34639 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-12-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.34639 of 2025

Aravindh @ Vettukili

... Petitioner/ Accused

Vs

The State rep. by,
The Inspector of Police,
G5- Secretariat Colony Police Station,
Chennai.
(Crime No.93 of 2022)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in
S.C.No.447 of 2023 on the file of the learned XVII Additional District and
Sessions Court at Chennai.

For Petitioner(s) : M/s. U. Indumathi

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



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 23.09.2025 based on execution of NBW dated 22.08.2025 in S.C.No.447 of 2023 on the file of the learned XVII Additional District and Sessions Court at Chennai for the offences punishable under Sections 394, 395 r/w 397 of IPC, seeks bail.

2. The learned counsel appearing for the petitioner submitted that originally the petitioner was earlier arrested and released on bail and was regularly appearing before the Trial Court for the case in S.C.No.447 of 2023; that due to his ill health, the petitioner could not able to appear before the Trial Court on 22.08.2025, hence a NBW was issued as against the petitioner and subsequently, the petitioner surrendered on 23.09.2025 and thereafter remanded to Judicial Custody on the same day. The learned counsel 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.

3. The learned Government Advocate (Criminal Side) appearing



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for the respondent while opposing the bail to the petitioner submitted that the petitioner was on bail earlier, since he has not appeared before the Trial Court during the pendency of the trial, a NBW was issued and subsequently, he was arrested; that the petitioner has four previous cases for the major offence under Section 506(ii) of IPC; and that the present case is posted for examination of L.W.7.

4. I have considered the submissions made on both sides and perused the materials available on record.

5. Considering the facts of the case, the trial is pending and taking note of the period of incarceration undergone by the petitioner, 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.15,000/- (Rupees Fifteen Thousand only)** with **two sureties each** for a like sum to the satisfaction of the **learned XVII Additional District and Sessions Court at Chennai** and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial



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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 appear before the Trial Court concerned daily at 10:30 a.m., for a period of four weeks and thereafter, on all the hearing dates without fail;

[c] the petitioner shall not directly or indirectly cause any threat to the defacto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;

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

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

[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]**;



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

17.12.2025

stn

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 XVII Additional District and Sessions Judge,
Chennai.

K. RAJASEKAR, J.

stn

2. The Inspector of Police,
G5- Secretariat Colony Police Station,
Chennai.
(Crime No.93 of 2022)



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3. The Superintendent,
Puzhal-II Prison.
4. The Public Prosecutor,
High Court of Madras.

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