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Crl.O.P.No.35197



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.12.2025

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.35197 of 2025

Bharathi @ Bharathidasan

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Kariapattinam Police Station,
Vedaranyam Taluk.
(Crime No.306 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail in Crime No.306 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.S.Nagarajan

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

**ORDER**

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The petitioner, who was arrested and remanded to judicial custody on 02.10.2025, for the alleged offence punishable under Sections 191(3), 296(b), 326(g) and 351(3) of BNS r/w Section 20, 25(1)(a) of Indian Arms Act, in Crime No.306 of 2025, on the file of the respondent police, seeks bail.

2. The allegation against this petitioner is that, this petitioner is joining hands with other accused, due to previous enmity they unlawfully assembled in front of the defacto complainant's house and set fired, and also the main door of the house. It is also stated that the damage caused is worth about Rs.1,00,000/-. Hence this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner is in judicial custody since 02.10.2025; and that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court and sought for bail to the petitioner. He further submitted that the petitioner earlier detained under Act 14 of 1982 it has been revoked by the Government and the petitioner submitted that the co-accused was already released on bail in Crl.O.P.No.28617 of 2025 vide order dated 23.10.2025.



4. The learned Government Advocate (Crl. Side) appearing for the respondent reiterated the prosecution case and submitted that this petitioner is the main accused, he joined with other accused not only set fire the vehicle of the defacto complainant, this petitioner further set fire the door of the house for set fire the entire house, hence the petitioner arrested individual he has been detained under Act 14 of 1982. Hence, he strongly opposed for grant of bail to the petitioner.

5. Considering the facts and circumstances of the case, I have also gone through the records that the co-accused already released on bail in Crl.O.P.No.28617 of 2025 vide order dated 23.10.2025 and the petitioner is also similarly placed, this Court is inclined to grant bail to the petitioner with certain conditions.

6. The petitioner shall deposit a sum of Rs.15,000/- (Rupees Fifteen Thousand only) to the credit of Crime No.306 of 2025. On such deposit, 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, each for a like sum to the satisfaction of the *learned District Munsif cum Judicial Magistrate, Vedaranyam*, 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 requires for interrogation by the respondent police;

[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.

19.12.2025

rna

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 District Munsif cum Judicial Magistrate, Vedaranyam.
- 2.The Inspector of Police,
Kariapattinam Police Station,
Vedaranyam Taluk.
- 3.The Superintendent of Prison,
Sub Jail, Nagapattinam.
- 4.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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