



CRL OP(MD). No.867 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.867 of 2025

Suresh,
S/o. Govindharaj,
No.10720, Mela Street,
Manalmedu,
Kudalur Taluk,
Thanjavur District.

... Petitioner/ Accused No.2

Vs

The State of Tamilnadu,,
Rep. by the Inspector of Police,
Thanjavur Taluk Police Station,
Thanjavur District.
(Crime No.8/2025).

... Respondent/ Complainant

For Petitioner : Mr.Dhilipan Pandian R L,
Advocate.

For Respondent : Mr.S.Ravi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS



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PRAYER :- For Bail in Crime No. 8 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner / A2, who was arrested and remanded to judicial custody on 06.01.2025 for the offences under Sections 296(b) of BNS r/w Section 25(1-A) of Arms Act in Crime No.8 of 2025 on the file of the respondent Police, seeks bail.

2. The case of the prosecution is that the petitioner was found in possession of deadly weapon on 06.01.2025 and he was threatening the general public and demanding money.

3. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent Police.

4. The main objection that was raised by the learned Additional Public Prosecutor is that there are four previous cases against the petitioner, out of which, one case is a murder case and that the petitioner is repeatedly involved in committing offence and considering the fact that the petitioner was arrested and remanded to judicial custody only on 06.01.2025, the learned Additional Public Prosecutor vehemently opposed the grant of bail to the petitioner.

5. The learned counsel appearing for the petitioner submitted that a false case has been foisted against the petitioner and that no such incident took place as alleged by the respondent Police.



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6. Taking into consideration the facts and circumstances of the case and considering the manner in which the prosecution has projected the case, this Court is inclined to grant bail to the petitioner subject to the following conditions.

7. Accordingly, the criminal original petition is ordered and the petitioner is ordered to be released on bail on executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Thanjavur, Thanjavur District 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 learned Judicial Magistrate No.II, Thanjavur daily at 10.30 a.m. until further orders.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond 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



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learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court
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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 of BNS, 2023.

sd/-
21/01/2025

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21/01/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TSG
TO

1 THE JUDICIAL MAGISTRATE NO.II,
THANJAVUR, THANJAVUR DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THANJAVUR DISTRICT AT KUMBAKONAM.

3 THE OFFICER INCHARGE,
DISTRICT PRISON, THANJAVUR, THANJAVUR DISTRICT.

4 THE INSPECTOR OF POLICE,
THANJAVUR TALUK POLICE STATION,
THANJAVUR DISTRICT.

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.



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ORDER
IN
CRL OP(MD) No.867 of 2025
Date :21/01/2025

SA/SAR. /21.01.2025/5P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.