



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07.02.2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

CRL OP(MD). No.2300 of 2025

Parthiban

... Petitioner/ A2

Vs

The State of Tamilnadu,
Rep.By the Sub Inspector of Police,
Thiruvattar Police Station,
Kanniyakumari District.
Crime No.285 of 2024

... Respondent/Complainant

For Petitioner : Mr.R.Arjunram, Advocate

For Respondent : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For bail in Crime No.285 of 2024 on the file of the respondent-police.



WEB COPY

ORDER : The Court made the following order :-

This Criminal Original Petition has been filed by the petitioner on 04.02.2025 under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) praying to grant bail.

2. The petitioner/ A2 was arrested and remanded to judicial custody on 23.08.2024 for the alleged offences punishable under Sections 308(2), 311, 331(4) and 332(a) of Bharatiya Nyaya Sanhita (BNS), 2023 altered to Sections 3(5), 61(2), 308(5), 331(6), 332(b), 317(5) and 311 of Bharatiya Nyaya Sanhita (BNS) in Crime No.285 of 2024 on the file of the respondent-police.

3. The case of the prosecution is that on 18.07.2024, at about 01.00 a.m., when the defacto complainant was sleeping in her house, the petitioner and other accused person entered into the house of the defacto complainant and robbed 78 3/4 sovereigns of gold jewels worth about Rs.23,62,500/- and some money by threatening and attacking the defacto complainant and her father at knife point. Hence the case.



WEB COPY

4. Mr.R.Arjunram, the learned counsel appearing for the petitioner submits that a false case has been foisted against the petitioner. He further submits that the petitioner has been in judicial custody since 23.08.2024. He therefore prays to grant bail to the petitioner.

5. Mr.R.Meenakshi Sundaram, the learned Additional Public Prosecutor appearing for the respondent-police, submits that the petitioner has 6 previous cases which are similar in nature. He further submits that charge sheet has been filed in this case. He strongly opposes for grant of bail to the petitioner.

6. Heard on both sides. This Court has perused the records.

7. This is second bail application before this Court. The petitioner has 6 previous cases which are similar in nature. In view of the antecedents of this petitioner, this Court is of the view that, though charge sheet has been filed in this case, if the petitioner is released on bail, there is much possibility of absconding and thereby, delaying the trial proceedings. Therefore, this Court is not inclined to grant bail to the petitioner.



WEB COPY

8. Accordingly, this Criminal Original Petition is dismissed.

Sd/-
07/02/2025

/ TRUE COPY /

/03/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

mbi

TO

1. THE SUB INSPECTOR OF POLICE,
THIRUVATTAR POLICE STATION,
KANNIYAKUMARI DISTRICT.
- 2 THE OFFICER IN CHARGE,
DISTRICT PRISON, NAGERCOIL.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.2300 of 2025
Date :07/02/2025

ES/SKN /SAR/ (03/03/2025) 4P / 4C
Madurai Bench of Madras High Court is issuing certified copies in this format from
17/07/2023.