



CRL OP(MD). No.11115 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
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(Criminal Jurisdiction)

Date : 02/07/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

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Sowmiyan (29/25)
S/o.Kannan.

..Petitioner/ Accused

Vs

State of Tamil Nadu
Rep by the Inspector of Police,
Theni Police Station,
Theni District.
(Crime No.156 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.S.Muniyandi
Advocate.

For Respondent : Mr.B.Thanga Aravindh
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.156 of 2025 on the file of the respondent police.



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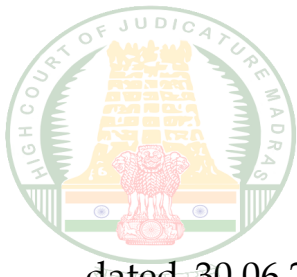
ORDER: The Court made the following order :-

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The petitioner / Accused, who was arrested and remanded to judicial custody on 25.04.2025 for the offences punishable under Sections 191(2), 296(b), 115(2), 118(1), 127(2), 140(3) and 351(3) BNS altered into 191(2), 296(b), 115(2), 118(1), 127(2), 140(3), 103(1), 238 and 351(3) of BNS, in Crime No.156 of 2025 on the file of the respondent police, seeks bail,

2. The case of the prosecution is that on 15.04.2025 afternoon, the petitioner along with other accused persons had abducted one Dhillip and Kaluva in a car and taken them to coconut grove where the accused persons indiscriminately attacked them by using pipe and other materials and thereby caused the death of the said Dhillip and injuries to the said Kaluva. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He would further submit that based on the confession of co-accused, he was falsely implicated in this case. He would further submit that co-accused had already been granted bail by this Court in CrI.O.P.(MD).Nos.10516 & 10543 of 2025



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dated 30.06.2025. He would further submit that the petitioner is in custody from

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25.04.2025. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that there is no previous case pending against the petitioner and the investigation is almost completed. He would further submit that the property has been recovered. However, he objected for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the fact that the investigation has been almost completed and there is no previous case pending against the petitioner and also consideration of the period of incarceration suffered by the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) with two sureties, each for a like sum to the satisfaction of the Judicial Magistrate, Theni, and on further conditions that :-



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[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 furnish his residential address and mobile number to the Judicial Magistrate, Theni.

(c) If the petitioner changes his residential address, he shall report the same to the Judicial Magistrate, Theni.

[d] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders.

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

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



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[g] 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].

[h] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

sd/-
02/07/2025

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02/07/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

msrm
To

1. The Judicial Magistrate,
Theni.
2. Do Through The Chief Judicial Magistrate,
Theni District.



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3. The Officer In-charge, District Prison,
Andipatti.

4. The Inspector of Police,
Theni Police Station,
Theni District.

5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.S.MUNIYANDI, Advocate (SR-7021[I] dated 02/07/2025)

ORDER
IN

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Date :02/07/2025

HPS/02.07.2025 /6P/7C

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