



CRL OP(MD). No.10772 of 2025

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

Date : 27/06/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.10772 of 2025

Esakkiraja (M/24/2025)
S/o.Rajendiran

..Petitioner/ Accused No.5

Vs

State of Tamil Nadu
Rep by the Inspector of Police,
Nanguneri Taluk Police Station,
Nanguneri,
Tirunelveli District.
(Crime No.353 of 2025)

... Respondent/Complainant

For Petitioner : Mr.M.Pandian
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.353 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 No.5, who was arrested and remanded to judicial custody on 15.06.2025 for the offences punishable under Sections 110, 125, 281 of BNS Act, 2023, in Crime No.353 of 2025 on the file of the respondent police, seeks bail,

2. The case of the prosecution is that the petitioner had not followed the traffic rules and proper manner, had driven the car and caused nuisance to the general public. 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 there is no previous case pending against the petitioner. He would further submit that the petitioner is in custody from 15.06.2025. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that there is no previous case pending against the petitioner in the investigation is almost completed. However, he objected to grant bail to the petitioner.



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5. Taking into consideration of the facts and circumstances of the case and also the fact that most of the investigation might have been completed and there is no previous case pending against the petitioner and taking into 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.10,000/- (Rupees Ten thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Nanguneri, 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 furnish his residential address and mobile number to the learned Judicial Magistrate, Nanguneri.



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

[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.

[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].



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

sd/-
27/06/2025

/ TRUE COPY /

27 /06/ 2025
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

MSRM

TO

1. THE JUDICIAL MAGISTRATE,
NANGUNERI.
2. THE CHIEF JUDICIAL MAGISTRATE
NANGUNERI, TIRUNELVELI.
3. THE OFFICER INCHARGE,
SUB JAIL, NANGUNERI.



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4. THE INSPECTOR OF POLICE,
NANGUNERI TALUK POLICE STATION,
NANGUNERI, TIRUNELVELI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.10772 of 2025
Date :27/06/2025

PR/27.06 .2025 6P/6C

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