



CRL OP(MD).No.12160 of 2025

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

Date : 18/07/2025

PRESENT

THE HONOURABLE MR.JUSTICE P.VADAMALAI

CRL OP(MD).No.12160 of 2025

Mohamed Muksith,
S/o.Abdulhaq,

..Petitioner/ A6

Vs

The State of Tamilnadu
rep.by The Inspector of Police,
Cumbum Police Station,
Theni District.
(Crime No.122 of 2025)

.. Respondent/ Complainant

For Petitioner : Mr.G.Vishnuram,
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.122 of 2025 on the file of the Respondent Police.

ORDER : This Court made the following order :-

The petitioner / A6, who was arrested and remanded to judicial custody on



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06.06.2025 for the offences punishable under Sections 191(2), 191(3), 296(b), 118(1), 109(1) and 351(3) of BNS 2023 in Crime No.122 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that there existed wordy quarrel, due to which, on 02.06.2025, the petitioner along with other accused abused the defacto complainant's son in filthy language, attacked him with stone and also threatened him and caused injuries. Hence, the present case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent person and he has not committed any offence as alleged by the prosecution. However, the petitioner is ready and willing to abide by any conditions that may be imposed by this Court. He would further submit that the petitioner is in judicial custody from 06.06.2025. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that the injured was discharged from the hospital. He would further submit that the co-accused was already released on bail by this Court in CrI.O.P(MD)No.11608 of 2025, dated 11.07.2025.



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5. Taking into consideration of the facts and circumstances of the case and taking note of the fact that the petitioner was remanded to judicial custody on 06.06.2025 and the injured was discharged from the hospital and the co-accused was already released on bail and also considering the period of incarceration already undergone 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 learned Judicial Magistrate, Uthamapalayam 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 contact number to the learned Judicial Magistrate, Uthamapalayam. If the petitioner changes his residential address, he shall report the same to the learned Judicial Magistrate, Uthamapalayam;



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[c] the petitioner shall report before the respondent police daily at 10.30 a.m. and 05.00 p.m until further orders;

[d] the petitioner shall not abscond either during investigation or trial;

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[f] 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]; and;

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

8. Accordingly, this Criminal Original Petition is allowed.

sd/-
18/07/2025

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21/07/2025
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TO

- 1.The Judicial Magistrate,
Uthamapalayam.
- 2.The Chief Judicial Magistrate
Theni District.
- 3.The The Officer Incharge,, Sub Jail,
Aundipatti, Theni District.
- 4.The Inspector of Police,
Cumbum South Police Station,
Theni District.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER
IN
CRL OP(MD) No.12160 of 2025
Date :18/07/2025

PR/21.07 .2025 5P/6C

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