



CRL OP(MD). No.19534 of 2025

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

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Date :06.11.2025

**PRESENT
THE HONOURABLE MRS. JUSTICE S.SRIMATHY**

CRL OP(MD)No.19534 of 2025

Hariharan

... Petitioner/ A3

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Thuvrankurichi Police Station,
Trichy District.
(Crime No.84 of 2025)

... Respondent/Complainant

For Petitioner : Mr.T.Lenin Kumar

For Respondent : Mr.E.Antony Sahaya Prabakar
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.84 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 10.08.2025 for the offences punishable under Sections 329(4), 127(2) & 309(4) of BNS altered into Section 127(2), 310(2), 329(4) & 325 of BNS(Corresponding section 342, 395, 448 & 482/429 of IPC), in Crime No. 84 of 2025 on the file of the respondent police, seeks bail.



CRL OP(MD). No.19534 of 2025

2. The case of the prosecution is that on 08.04.2025, while the defacto complainant was sitting on the Verandah of his house, the petitioner and other accused persons entered into his house and forcibly dragged him down, tied his both hands as well as his wife's hands and committed robbery of 21 sovereigns of gold ornaments and a sum of Rs. 5,000/- cash. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is in judicial custody from 12.08.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner has no previous cases. Totally there are six accused in this case and the gold ornaments were recovered. He further submitted that after completing the investigation, PRC number was assigned. However, he opposed for grant of bail to the petitioner.



CRL OP(MD). No.19534 of 2025

5. Taking into consideration of the facts and circumstances of the case and the gold ornaments were recovered and no previous case is pending as against the petitioner and also considering 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) each with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Manapparai, and on further conditions that :-

[a] the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity;

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

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



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CRL OP(MD). No.19534 of 2025

S.SRIMATHY,J.

PJL

[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 is 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];

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

06.11.2025

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To

1. The Judicial Magistrate, Manapparai.
2. The Superintendent, Central Prison, Trichy.
3. The Inspector of Police, Thuvarankurichi Police Station, Trichy District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

CRL OP(MD) No.19534 of 2025