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CRL OP(MD). No.21794 of 2025

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

Date : 28/11/2025

PRESENT
The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.21794 of 2025

Mohamed Aseek ... Petitioner/A7

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Sessions Court Police Station,
Trichy.
(Cr.No.225/2025). ... Respondent/Complainant

For Petitioner : Mr.V.Vishnu
For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- C-32 B. For Bail in Crime No.225/2025 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 04.11.2025 for the offences
punishable under Sections 316(4) of BNS,
corresponding Section 408 of IPC, in Crime No. 225 of
2025 on the file of the respondent police, seeks
bail.



CRL OP(MD). No.21794 of 2025

WEB COPY 2. The case of the prosecution is that the defacto complainant is one Mr.T.R.Balasundram, Manager of DJ Alagendran Automobiles Pvt., Ltd., and the 1st and 2nd accused are in-charge of the 1st floor of the company and when checking the stock list, it was found that the 1st accused sold the things and received money through his bank account by returning the product from the customers with the help of the 2nd accused and they did not pay the amount into the account of the company and they swindled the money from the company. The occurrence happened in between the period from 15.11.2022 to 04.08.2025. Thereafter, a case was registered against the accused. 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 04.11.2025. Hence, he seeks bail to the petitioner.



CRL OP(MD). No.21794 of 2025

WEB COPY 4. The learned Additional Public Prosecutor submitted that the petitioner has no previous cases. However, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and considering the fact that the petitioner has no previous cases, and considering the nature of offence, 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 No.II, Trichy, and on further conditions that :-



CRL OP(MD). No.21794 of 2025

WEB COPY

[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 deposit a sum of Rs.35,000/- (Rupees Thirty five thousand only) to the credit of the Crime No.225 of 2025. On such deposit being made, the learned Magistrate shall accept the sureties furnished by the petitioner;**

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

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

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

[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate



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CRL OP(MD). No.21794 of 2025

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];

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

28.11.2025

PJL

To

1.The Judicial Magistrate No.II,
Trichy.

2.The Superintendent,
Central Prison, Trichy.

3. The Inspector of Police,
Sessions Court Police Station, Trichy.

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



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CRL OP(MD). No.21794 of 2025

S. SRIMATHY, J.

PJL

CRL OP (MD) No.21794 of 2025

28.11.2025