



CRL OP(MD). No.22787 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11.12.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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Krishnan

... Petitioner / Accused No.8

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Manaparai Police Station,
Tiruchirappalli District.
(Crime No.123 of 2013)

... Respondent / Complainant

For Petitioner : Mr.B.Anandan

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.123 of 2013 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 30.10.2025 for the offences punishable under Section 395 of IPC (Corresponding offences under Section 310(2) of the BNS), in Crime No. 123 of 2013 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner, along with the other accused, trespassed into the premises of the defacto complainant and looted the property. Based on the complaint lodged by the defacto complainant, the respondent Police registered a case in Crime No.123 of 2013 against the petitioner and the other accused persons. Upon completion of investigation, a charge sheet was filed against ten accused persons, including the petitioner, in P.R.C.No.5 of 2017 before the learned Judicial Magistrate, Manaparai. During the court proceedings, on 19.06.2017, the petitioner failed to appear before the Court, and consequently, an NBW was issued against him. Thereafter, the case was split up as against eight accused persons in P.R.C. No.8 of 2023, in which the petitioner was arrayed as A8. Subsequently, the case was



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committed to the Court of Sessions insofar as the petitioner is concerned, and it is now pending before the learned I Additional District and Sessions Court (PCR), Tiruchirappalli District, in S.C. No.502 of 2025. In the meantime, the pending NBW dated 19.06.2017 was executed by the respondent Police, and the petitioner was arrested and remanded to judicial custody on 30.10.2025. Hence, the case.

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 30.10.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that it is a case of jumped bail. He further submitted that there are two previous cases pending against the petitioner. Therefore, he vehemently opposed the grant of bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case and also considering the period of incarceration suffered by the



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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 I Additional District and Sessions Judge, Tiruchirappalli District, 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 Inspector of Police, Srivilliputhur Police Station, Virudhunagar District, daily at 10.30 a.m., until further orders, and thereafter shall appear before the Trial Court on all hearing dates without fail.

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



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[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.

(S S Y J)
11.12.2025

pal



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To
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1. The I Additional District and Sessions Judge,
Tiruchirappalli District.
2. The Officer-in-Charge,
Sub-Jail,
Aruppukottai.
3. The Inspector of Police,
Manaparai Police Station,
Tiruchirappalli District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy To

The Inspector of Police,
Srivilliputhur Police Station,
Virudhunagar District.



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S.SRIMATHY,J.

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ORDER
IN
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