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CRL OP No. 18251 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.07.2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 18251 of 2026

R.Selvam, S/o.Ramasamy

..Petitioner

Vs

The State,
Rep. By the Inspector of Police,
P-5, MKB Nagar Police Station,
MKB Nagar,
Chennai District.
Crime No.276 of 2026.

..Respondent

Prayer: Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023 to enlarge the petitioner on anticipatory bail in the event of his arrest in respect of Crime No.276 of 2026 on the file of the respondent, pending investigation.

For Petitioner : Mr.O.Ravi

For Respondent(s): Mr.N.Palanivel
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest for the alleged offence punishable under Sections 406 & 420 of IPC in Crime No.276 of 2026, on the file of the respondent police seeks anticipatory bail.

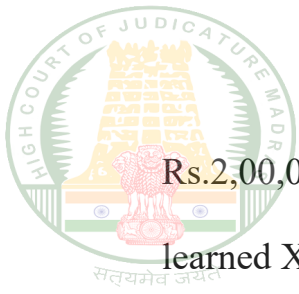


2. The allegation against the petitioner is that in the year 2017, the petitioner received a sum of Rs.8,00,000/- from the defacto complainant for the purpose of securing allotment in the Slum Clearance Board residence. Thereafter, the petitioner neither returned the money nor secured the allotment. Hence, the case.

3. The learned counsel for the petitioner would submit that though such an occurrence took place in the year 2017, the complaint came to be registered only on 10.06.2026. He would further submit that the petitioner has repaid a sum of Rs.2,60,000/-. He would submit that the petitioner is ready to abide by any stringent condition that may be imposed by this Court and he is ready to co-operate for investigation. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police opposed the anticipatory bail application by reiterating the prosecution case and fairly submitted that the petitioner has no criminal antecedents.

5. In such view of the circumstances that the petitioner has no criminal antecedents and that the occurrence had taken place on 11.07.2017, at this length of time, the custodial interrogation of the petitioner is not required. Hence, this Court is inclined to enlarge him on anticipatory bail. At this juncture, the learned counsel for the petitioner would volunteered to submit that, in order to show the bonafide, the petitioner is willing to deposit a sum of



Rs.2,00,000/- (Rupees Two Lakhs only) in Crime No.276 of 2026 before the learned X Metropolitan Magistrate, Egmore, Chennai District.

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6. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the learned X Metropolitan Magistrate, Egmore, Chennai District, on condition that the petitioner shall execute a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with two sureties, each for a like sum, to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further conditions that:

(a) The petitioner shall deposit a sum of Rs.2,00,000/- (Rupees Two Lakhs Only) to the credit of Crime No.276 of 2026 on the file of the learned X Metropolitan Magistrate, Egmore, Chennai District within a period of four weeks from the date of receipt of a copy of this order.

(b) On such deposit being made, the Trial Court shall redeposit the said amount in a Fixed Deposit Account, in any one of the Nationalized Banks, renewable thereafter periodically. The disbursal of this amount shall be decided at the culmination of the Criminal Case.



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[c] If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

[d] The sureties shall affix their photographs and left thumb impression in the application for suretyship (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of identity proofs to ensure their identity;

[e] the petitioner shall report before the respondent police daily at 10.30 a.m for a period of two weeks and thereafter, as and when required for interrogation;

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

[g] the petitioner shall not abscond either during investigation or trial.

[h] 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]**;



[i] If the petitioner thereafter absconds, a fresh FIR can be

registered under Section 269 of BNS.

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To

1. The X Metropolitan Magistrate, Egmore, Chennai.

2. The Inspector of Police,
P-5, MKB Nagar Police Station,
MKB Nagar,
Chennai District.

3. The Public Prosecutor,
High Court, Madras.



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C.KUMARAPPAN, J.

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