



WEB COPY



CRL O.P. No.20381 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 22.08.2024

CORAM

THE HON'BLE MR.JUSTICE P.DHANABAL

CRL OP.No.20381 of 2024

T.Narendran

... Petitioner / Accused

Vs

State rep. by:-

The Inspector of Police,
K-10, Koyambedu Police Station,
Chennai District.

... Respondent

[Cr. No.526 of 2024]

For Petitioner : Mr.R.Rajadurai

For Respondent : Mr.S.Vinoth Kumar
Government Advocate
[Criminal side]

PETITION FOR BAIL Under Sec.483 of B.N.S.S.

PRAYER: - The Criminal Original Petition is filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, praying to enlarge the Petitioner on bail in Crime No. 526 of 2024 on the respondent police.



WEB COPY



CRL O.P. No.20381 of 2024

ORDER

The Petitioner, who was arrested and remanded to judicial custody on 06.07.2024 for the offences punishable under Sections 331(3) and 305 of BNSS, 2023, in Crime No.526 of 2024, on the file of the respondent, seeks bail.

2.The case of the prosecution is that on 05.07.2024, when the defacto complainant gone to work and his family members were gone to temple, the petitioner went to the house of the defacto complainant and looted Rs.5,000/- by breaking the almirah. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner the amount was recovered and the petitioner is ready to abide by any condition that may be imposed by this Court. Hence, he prays for grant of bail to the petitioner.

4.The learned Government Advocate (Crl. Side) for the respondent would submit that the petitioner was found in theft of Rs.5,000/- from the



defacto complainant's house. He would further submit that there are seven previous cases against the petitioner and the amount has been recovered. However, he vehemently opposed to grant bail to the petitioner.

5. Heard both side learned counsel and perused the materials available on record.

6. Considering the fact that the amount was recovered and also taking into consideration the period of incarceration undergone by the petitioner and that though the petitioner has some previous cases, he was granted bail in all the cases, this Court is inclined to grant bail to the petitioner subject to the following conditions:

[a] Accordingly, the Petitioner is ordered to be released on bail on condition to execute 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 **V Metropolitan Magistrate Court, Egmore, Chennai**, and on further conditions that:

[b] the Petitioner shall report before the Town Police Station, Chengalpet, everyday at 10.30 a.m., until further orders.

[c] the Petitioner shall not commit any offences of similar nature.



CRL O.P. No.20381 of 2024

[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 Judicial 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].

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

22.08.2024

ata

To

1.The V Metropolitan Magistrate Court, Egmore, Chennai.

2.The Inspector of Police,
K-10, Koyambedu Police Station,
Chennai District.

3.Central Prison, Puzhal.

4.The Public Prosecutor, High Court, Madras.



WEB COPY



CRL O.P. No.20381 of 2024

P.DHANABAL,J
ata

CRL.OP.No.20381 of 2024

22.08.2024