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Crl.O.P.No.6291 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-03-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL O.P NO.6291 of 2025

Saranraj, A/38 years,
S/o. Ramamoorthy

....Petitioner/Co-Accused

Vs

The Sub-Inspector of Police,
K.K. Nagar Police Station,
T.Nagar District.
in Crime No.266 of 2024

....Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory
bail in the event of his arrest **in Crime No.266 of 2024**, on the file of the
respondent police.

For Petitioner : Mr. S. Saravanakumar

For Respondent : Mr. S. Santhosh
Government Advocate (Crl. Side)



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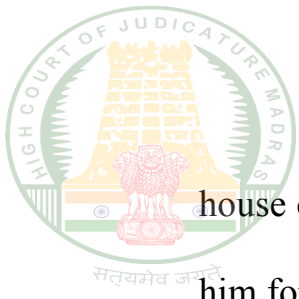
ORDER

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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 324, 452, 384 and 506(1) of IPC, in Crime No.266 of 2024, on the file of the respondent police, seeks anticipatory bail.

2. This is the second anticipatory bail application before this Court. The earlier bail application in Crl.O.P. No.1523 of 2025 was dismissed on 23.01.2025 by Hon'ble Mr. Justice A.D.Jagadish Chandira, and this bail petition is listed before this Court pursuant to the orders passed by the Hon'ble Division Bench of this Court in Crl.O.P. No.31787/2024 on 04.03.2025.

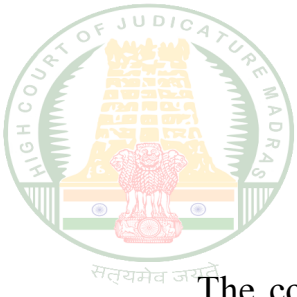
3. The case of the prosecution is that the *de facto* complainant was in the habit of consuming methamphetamine since July 2023; that the accused by name Jamesh, a police officer, got acquainted with the *de facto* complainant through "Grinder App" and promised to supply methamphetamine to the *de facto* complainant; that later, the said Jamesh along with the petitioner and the other accused persons trespassed into the



house of the *de facto* complainant and threatened him that they would arrest him for the possession of methamphetamine and took away his credit cards and a sum of Rs.70,000/- and thus committed the aforesaid offences.

4. The learned counsel appearing for the petitioner would submit that the petitioner has not been named in the FIR; that the co-accused was arrested and released on bail and that even though the earlier bail petition was dismissed on 23.01.2025, the respondent have not chosen to arrest the petitioner so far. Considering the nature of allegation and since it is almost two months since the earlier anticipatory bail petition was dismissed, the learned counsel for the petitioner sought for anticipatory bail to the petitioner.

5. The learned Government Advocate (Crl. Side) appearing for the respondent police submitted that though the petitioner was not named in the FIR, the FIR states that along with known persons certain unknown persons had committed the offence and that the petitioner is one of the unknown persons and opposed to grant anticipatory bail to the petitioner.



6. Admittedly the name of the petitioner is not found in the FIR.

The co-accused and the main accused were arrested and released on bail.

Though the earlier anticipatory bail petition was dismissed on 23.01.2025, the respondent had not arrested the petitioner so far. Considering the aforesaid facts and the stage of investigation, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before **the learned Metropolitan Magistrate XXIII, Saidapet, Chennai-15**, on condition that the petitioner shall 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 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 condition 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 Aadhar card or Bank pass Book to ensure their identity.



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[b] the petitioner shall report before the respondent police everyday at 10:30 a.m., until further orders.

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

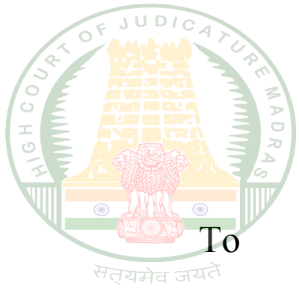
[d] the petitioner shall not abscond either during investigation or trial.

[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 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 abscond, a fresh FIR can be registered under Section 269 of B.N.S.

24.03.2025

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To

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1. The Metropolitan Magistrate XXIII, Saidapet, Chennai-15
2. The Sub-Inspector of Police,
K.K. Nagar Police Station,
T.Nagar District.
in Crime No.266 of 2024
3. The Public Prosecutor, High Court, Madras.



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SUNDER MOHAN, J.

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