



Crl. O.P. No.13057 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.04.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.13057 of 2025

Hariharan S/o. Subramanian

... Petitioner/Accused-1

Vs.

The State represented by-

The Inspector of Police,
Cyber Crime Police Station,
South Zone, Chennai
(Crime No.7 of 2025).

... Respondent

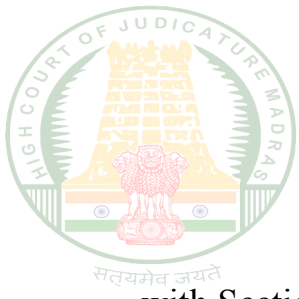
PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.7 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : Mr. G. Nirmal Krishnan

For Respondent : Ms. J.R. Archana
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 19.03.2025, seeking bail in Crime No.7 of 2025 registered for the offences under Sections 316, 318 of B.N.S. read



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with Section 66D of I.T. Act, 2008.

2. The case of the prosecution is that the petitioner threatened the defacto complainant stating that since he was involved in a money laundering case, he has to deposit amount to the account of the petitioner to be exonerated from the case; that accordingly, the defacto complainant had deposited a sum of Rs.23 lakhs. Hence the case.

3. The learned counsel appearing for the petitioner submitted that the allegations against the petitioner are false; that the financial transactions have been projected as a criminal case; that he has nothing to do with the alleged fraud; and that in any case, considering the period of incarceration, further custody of the petitioner is not required and prayed that the petitioner may be released on bail.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, while opposing grant of bail to the petitioner, reiterated the prosecution case and on instructions, confirmed the aforesaid facts and submitted that the petitioner has another case of similar nature, in which, he is on bail.



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5. Considering the aforesaid submissions made on either side, nature of allegations, period of incarceration, the fact that the petitioner is on bail in other previous cases and the co-accused were granted bail, this Court is of the view that further custody of the petitioner is not required for the purpose of investigation. Hence this Court is inclined to grant bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the learned **XI Metropolitan Magistrate, Saidapet, Chennai.**

[a] 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;

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

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



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[d] the petitioner shall not tamper with evidence or witness 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 absconds, a fresh FIR can be registered under Section 269 B.N.S.

28.04.2025

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To

1. The XI Metropolitan Magistrate, Saidapet, Chennai.
2. The Inspector of Police, Cyber Crime Police Station, South Zone, Chennai
3. The Superintendent of Police, Central Prison, Puzhal, Chennai.
4. The Public Prosecutor, High Court of Madras.



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SUNDER MOHAN., J.

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