



Crl.O.P.No.24788 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.09.2025

CORAM

THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

CRL.O.P.No.24788 of 2025

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... Petitioner

Versus

State represented by
The Inspector of Police,
Railway Police Station, Tambaram,
Chennai.
(Crime No.492 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 482 of BNSS, to enlarge the petitioner on anticipatory bail in the event of arrest concerned in Crime No.492 of 2025 on the file of the respondent police.

For Petitioner : Mr.P.Thinesh

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



Crl.O.P.No.24788 of 2025

ORDER

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The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 303(2) of BNS in Crime No.492 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner committed theft of the defacto complainant's cellphone. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail.

4. The learned Government Advocate (Crl. Side) appearing for the respondent submitted that the injured discharged. However, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



Crl.O.P.No.24788 of 2025

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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the ***learned Judicial Magistrate No.1, Tambaram***, 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 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, every Sunday at 10.30 a.m., for a period of two weeks and thereafter, as and when required for further interrogation;

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

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



CrI.O.P.No.24788 of 2025

[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 of B.N.S.

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12.09.2025

2/3

Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.

2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this

Court will be watermarked and will also have a QR code.



Crl.O.P.No.24788 of 2025

To

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- 1.The Inspector of Police,
Railway Police Station, Tambaram,
Chennai.
- 2.The Public Prosecutor,
High Court, Madras.
- 3.The Judicial Magistrate No.1,
Tambaram.



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Crl.O.P.No.24788 of 2025

T.V.THAMILSELVI, J.

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Crl.O.P.No.24788 of 2025

12.09.2025