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Crl.O.P.No.2830



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **16.10.2025**

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.28301 of 2025

Riyaz Ahamed

... Petitioner

-VS-

State Rep by,
The Station House Officer,
Parangipettai Police Station,
Cuddalore District.
(Crime No.205 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail in connection with Crime No.205 of 2025 on the file of the Respondent police.

For Petitioner : Mr.T.Elumalai

For Respondent : Mr.A.Gopinath,
Government Advocate (Crl. Side)



ORDER

The petitioner, who was arrested and remanded to judicial custody on 23.07.2025, for the alleged offence punishable under Sections 318(2), 64 of BNS in Crime No.205 of 2025, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner made a promise that he will marry her and had sexual intercourse with her. Thereafter, failed to fulfil the promise. Hence, this case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He would further submit that the petitioner was arrested and he is in judicial custody from 23.07.2025 and is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (CrI.Side) appearing for the respondent police submitted that the petitioner is the sole accused and the investigation completed and final report also filed and he opposed for grant of bail to the petitioner.



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5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the submissions of the learned counsel on either side and the period of incarceration undergone by the petitioner, this Court earlier dismissed the bail application in Crl.O.P.No.25818 of 2025 dated 19.09.2025 on the ground of investigation pending. Now the investigation completed and final report also filed. Considering the change of circumstances, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties, each for a like sum to the satisfaction of the *learned District Munsif cum Judicial Magistrate, Portonovo, Cuddalore District*, and on further conditions 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 concerned

Trial Court for all working days at 10.30 a.m., until further orders;

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

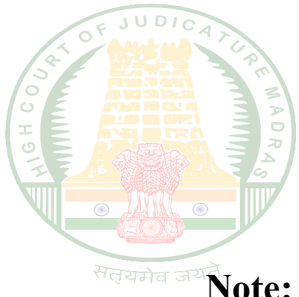
[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[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.

16.10.2025

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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.

To

- 1.The District Munsif cum Judicial Magistrate,
Portonovo, Cuddalore District.
- 2.The Station House Officer,
Parangipettai Police Station,
Cuddalore District.
- 3.The Superintendent of Police,
Central Prison, Cuddalore.
- 4.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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