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Crl.O.P.No.30761 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-11-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.30761 of 2025

Elango

... Petitioner/ A2

Vs

The State rep. by,
The Inspector of Police,
Sholavaram Police Station,
Thiruvallur District.
(Crime No.627 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in
Crime No.627 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr. V. Rajamohan

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



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 24.09.2025 for the offences punishable under Sections 296(b), 309(4), 311 and 351(3) of BNS in Crime No.627 of 2025, registered on the file of the respondent police, seeks bail.

2. The allegation against this petitioner is that on 24.09.2025, the petitioner joined hands with other accused, abused and threatened the defacto complainant of dire consequences; that further snatched a sum of Rs.400 at knife point. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that a false case has been registered against the petitioner by the respondent police for statistical purpose; that the petitioner has not committed any offence as alleged by the prosecution; that the petitioner is in judicial custody since 24.09.2025; and that the petitioner is ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.



4. The learned Government Advocate (Crl. Side) appearing for the respondent while opposing the bail to the petitioner reiterated the prosecution case and stated that the petitioner has five previous cases; and that major part of the investigation has been completed.

5. Considering the submissions made, facts and circumstances of the case, the fact that major part of the investigation has been completed, though the petitioner has previous antecedents, considering the fact that the petitioner is in judicial custody since 24.09.2025, 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.20,000/- (Rupees Twenty Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Judicial Magistrate No.II, Ponneri** and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;



Crl.O.P.No.30761 of 2025

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[b] the petitioner shall report before the learned Judicial Magistrate No.II, Ponneri daily at 10:30 a.m., for a period of three weeks and thereafter, as and when required for interrogation by the respondent police;

[c] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283]**;

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

11.11.2025

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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



Crl.O.P.No.30761 of 2025

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 Judicial Magistrate No.II,
Ponneri.
2. The Inspector of Police,
Sholavaram Police Station,
Thiruvallur District.
(Crime No.627 of 2025)
3. The Superintendent,
Central Prison -II, Puzhal, Chennai.
4. The Public Prosecutor,
High Court of Madras.



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Crl.O.P.No.30761 of 2025

K. RAJASEKAR, J.

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Crl.O.P. No.30761 of 2025

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