



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-11-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP NO.32721 of 2025

D.Sankar

Petitioner

Vs

The State Represented by
The Inspector of Police,
Poonamallee Police Station,
Avadi City.
Crime No.774 of 2025.

Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.774 of 2025 on the file of the respondent police.

For Petitioner: Mr.S.N.Malik Saleem

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



ORDER

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The petitioner, who was arrested and remanded to judicial custody on 29.09.2025 for the alleged offence punishable under Sections 126(2), 296(b), 115(2), 309(4), 311 and 351(3) of BNS Act, 2023 in Crime No.774 of 2025, seeks bail.

2. The allegation against the petitioner is that the petitioner waylaid the defacto complainant and robbed a sum of Rs.2,500/- at knife point. Hence, the case.

3. Earlier, this Court dismissed the bail petition in CrI.OP.No.28777 of 2025 dated 23.10.2025 on the ground that the petitioner had bad antecedents.

4. However, the learned counsel appearing for the petitioner submitted that no one was injured in this case and that it is a put-up case. He further submitted that the petitioner is in judicial custody from 29.09.2025. Hence, he prayed to grant bail to the petitioner.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent reiterated the prosecution case and submitted that the petitioner has nine previous cases pending against him. Hence, he opposed for the grant of bail to the petitioner.

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

6. Considering the submissions made by the learned counsel on either side, the nature of the allegations and the fact that though the petitioner has nine previous cases, no one was injured in the present occurrence, and further considering the period of his incarceration, this Court is inclined to grant bail to the petitioner on certain conditions.

7. 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, for a like sum to the satisfaction of the *learned Judicial Magistrate No.II, Poonamallee*, and on further



conditions that:-

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[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 Court daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation.

[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



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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.

28.11.2025

drl

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.



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To

1.The Judicial Magistrate No.II,
Poonamallee.

2.The Inspector of Police,
Poonamallee Police Station,
Avadi City.

3.The Superintendent,
Central Prison II, Puzhal, Chennai.

4.The Public Prosecutor,
High Court, Madras.



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K.RAJASEKAR, J.,

drl

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