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Crl.O.P.No.33160 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **03.12.2025**

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.33160 of 2025

Tamilselvan @ Akash

... Petitioner/ Accused

Vs

The State rep. by,
The Inspector of Police,
Sholavaram Police Station,
Tiruvallur.
(Crime No.690 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.690 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr. C.H.Srikanth

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 11.11.2025, for the offences punishable under Sections 310(4) of BNS in Crime No.690 of 2025, registered on the file of the respondent police, seeks bail.

2.The allegation against the petitioner is that the petitioner joined hands with other accused involved in preparation to commit robbery. Hence the petitioner was arrested with weapons on 11.11.2025.

3.The learned counsel appearing for the petitioner submitted that though the petition for bail was objected on the ground the petitioner is having 4 previous cases, in this case and it is only preparation of commit robbery and it is a false case foisted on the basis of his bad antecedents. He

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further submitted that one of the co-accused already granted bail by Principal District and Sessions Judge, Tiruvallur. Hence, he prayed for grant of bail to the petitioner.

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

5. I have considered the submissions made on both sides and perused the records, which revealed that it is a case of preparation to commit robbery; the petitioner was arrested on 11.11.2025. Though previous cases were reported, considering the nature of this case and the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner, subject to certain conditions.



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6. 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 Judicial Magistrate-II, Ponneri***, 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 Trial Court daily at 10.30 a.m., for a period of four weeks.

[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



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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.

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mpa

Note:

1. Registry is directed to forthwith

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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 Judicial Magistrate-II, Ponneri.

2.The Inspector of Police,
Sholavaram Police Station,
Tiruvallur.

3.The Superintendent, Central Prison, Puzhal.

4.The Public Prosecutor, High Court of Madras.



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K. RAJASEKAR, J.

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