



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.12.2025

CORAM

THE HON'BLE MR. JUSTICE **P.DHANABAL**

Crl.O.P.No.36013 of 2025

Sundhar

... Petitioner

Vs.

The State represented by,
The Inspector of Police,
Sholavaram Police Station,
Thiruvallur District.
(Crime No. 789 of 2025).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S.,
2023 to enlarge the petitioner on bail in Crime No. 789 of 2025 on the file of
the respondent police.

For Petitioner : Mr.P.Chandrasekar

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on
09.12.2025 for the alleged offence punishable under Sections 126(2), 296(b),
309(4), 311, 351(3) of BNS Act, in Crime No. 789 of 2025, on the file of the
respondent police, seeks bail.



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2. The case of the prosecution is that on 09.12.2025, at 08.30 a.m., the petitioner waylaid the defacto complainant at knife point and robbed a sum of Rs.500/- from him and escaped from the scene of occurrence. Hence, the complaint.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has been falsely implicated in this case and he has not committed any offence as alleged in the FIR. He would further submitted that the petitioner was arrested and is in judicial custody from 09.12.2025. Hence, he prayed bail for the petitioner.

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

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



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6. Considering the rival submissions made on either side, the nature of the offence, that the money involved in this case, though the petitioner has four previous cases, all cases are not similar offence and in all cases, he has been released on bail and also considering the period of his incarceration, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

[a] Accordingly, the petitioner is ordered to be released on bail on his executing 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 Judicial Magistrate II, Ponneri, and on further conditions that:-

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of 30 days.

[c] the petitioner shall not commit any offence similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

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

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to



dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial 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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

30.12.2025

drl/dsn

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.



To
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- 1.The Judicial Magistrate II,
Ponneri.
- 2.The Inspector of Police,
Sholavaram Police Station,
Thiruvallur District.
- 3.The Superintendent,
Central Prison, Puzhal.
- 4.The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

drl/dsn

Crl.O.P.No.36013 of 2025

30.12.2025