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Crl.O.P.No.2696 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **05.02.2026**

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.2696 of 2026

E. Thiyagarajan @ Kulla

... Petitioner

Vs

The State rep. by,
The Inspector of Police,
Thakkolam Police Station,
Ranipet District.
(Crime No.29 of 2022)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner in S,C,No. 69
of 2025 on the file of the learned II Additional District and Sessions Court,
Arakkonam, Ranipet District

For Petitioner(s) : Mr.D. Dayalan

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

ORDER

The petitioner was arrested and remanded to judicial custody on
06.10.2025 based on execution of NBW dated 02.09.2025 in S.C.No.69 of
2025 on the file of the learned II Additional District and Sessions Court,
Arakkonam, Ranipet District for the offences under Sections 294(b), 323,
506(ii), 395 r/w 397 of I.P.C in Crime No.29 of 2022 on the file of the
respondent police, seeks bail.



2.The learned counsel appearing for the petitioner submitted that originally the petitioner was earlier arrested and released on bail and was regularly appearing before the Trial Court for the case in S.C.No.69 of 2025 on the file of the learned II Additional District and Sessions Court, Arakkonam, Ranipet District and due to his non-appearance before the Trial Court issued NBW as against the petitioner on 02.09.2025 and subsequently, the petitioner was arrested on 06.10.2025. He further submitted as he was working in Bangalore he was not able to appear before the Trial Court on 02.09.2025. He further submitted that the petitioner is also ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.

3. The learned Government Advocate (Criminal Side) appearing for the respondent while opposing the bail to the petitioner submitted that the NBW was issued against the petitioner and on 02.09.2025 and subsequently, the petitioner was arrested on 06.10.2025. He also submitted that due to non-appearance of the petitioner in this case NBW was issued against him and there are eighteen previous cases against the petitioner.



4. Considering the period of incarceration undergone by the petitioner and the fact though there was some previous cases pending against the petitioner he was regularly appearing before the Trial Court and only on 02.09.2025 he was not able to appear for the hearing, this Court is inclined to grant bail to the petitioner with certain conditions.

5. 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 at Arakkonam** 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;

[b] **the petitioner shall appear before the Trial Court concerned daily at 10:30 a.m., for a period of four weeks and thereafter, on all hearing dates without fail;**

[c] the petitioner shall not directly or indirectly cause any threat to the defacto complainant and witnesses and shall not tamper with evidence or witness either during



investigation or trial;

[d] the petitioner shall make himself available for interrogation by a Police officer as and when required;

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

[f] 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]**;

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

05.02.2026

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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 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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K. RAJASEKAR, J.

smn

To

1. The **Judicial Magistrate II at Arakkonam**
2. The Inspector of Police,
Thakkolam Police Station,
Ranipet District.
3. The Superintendent,
Central Prison, Vellore
4. The Public Prosecutor,
High Court of Madras.

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