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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.02.2026

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.4228 of 2026

Vishwanathan

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
D-1 Tiruttani Police Station,
Tiruvallur District.
(Crime No.19 of 2026)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, 2023, to enlarge the petitioner on bail in Crime No.19 of 2026 on the file of the respondent police.

For Petitioner : Mr.A.Sasikumar

For Respondent : Dr.C.E.Pratap
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 11.01.2026 for the alleged offences punishable under Sections 115(2), 309(4), 319(2) and 351(2) of BNS, 2023 in Crime No.19 of 2026, registered on the file of the respondent police, seeks bail.



2. The allegation against the petitioner is that the petitioner went to the shop of the defacto complainant by representing himself as a police officer and abducting him to a lonely place, where he snatched a sum of Rs.3000 and also a gold ring from him. Hence, a case has been registered and the petitioner was arrested.

3. The learned counsel appearing for the petitioner submitted that the petitioner is in judicial custody since 11.01.2026 and that he has not have any previous case pending against him. He further submitted that the property was recovered and that he is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed to grant bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the gold ring alleged to have been robbed by the petitioner has been recovered, whereas the cash amount has not yet recovered. He further submitted that the petitioner has no previous case and that the investigation is still pending. Hence, he opposed to grant bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the submissions made by the learned counsel on either side, the nature of the allegations, the fact that the petitioner is not having any previous case, and that a portion of the stolen property was recovered and also



considering the period of his incarceration, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

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7. Accordingly, the petitioner is directed to deposit a sum of Rs.3,000/- (Rupees Three Thousand only), to the credit of Crime Number 19 of 2026 and on such deposit and on receipt of proof of payment, 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, Tiruttani**, 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 respondent police 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



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learned 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];

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

20.02.2026

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

1.The Judicial Magistrate,
Tiruttani.

2.The Inspector of Police,
D-1 Tiruttani Police Station,
Tiruvallur District.

3.The Superintendent,
Central Prison, Puzhal,

4.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

drl

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