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CRL O.P. No.10871 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 13.05.2026

CORAM

The Hon'ble Mr.Justice P.DHANABAL

Crl. O.P. No.10871 of 2026

Rajesh

S/o.Sebastian Lobu

... Petitioner/A2

VS

The State represented by
The Inspector of Police
CBCID Vellore Police Station
Vellore District, Tamil Nadu
(Crime No.03 of 2023)

... Respondent

PRAYER: - Criminal Original Petition filed under Section 483 of BNSS Act praying to enlarge the petitioner on bail in Crime No.3 of 2023 on the file of the respondent police.

For Petitioner : Mr.B.Sandeep

For Respondent : Mr. S. Vinothraja

Government Advocate (Criminal side)

ORDER

The petitioner/Accused No.2, who was arrested and remanded to judicial custody on 13.03.2026 for the offences punishable under Sections 302 @ 302, 201, 202 and 212 of IPC in Cr. No.3 of 2023 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner provided his two-wheeler and mobile phone to the co-accused/A1 and the A1



committed murder of the de-facto complainant's husband. Hence the case.

3. The learned counsel for the petitioner would contend that the respondent police have registered a false case against the petitioner. The petitioner is an innocent person and he is nothing to do with the alleged offence. He is in judicial custody from 13.03.2026. Therefore prayed to grant bail to the petitioner.

4. The learned Government Advocate (Criminal Side) would submit that it is a case of murder. The petitioner had given his two wheeler and mobile phone to the co-accused A1. A1 is still in Jail and the investigation is pending. He fairly submits that the petitioner has no previous cases. However, he strongly opposed to grant bail to the petitioner.

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

6. Considering the rival submissions on either side, considering the nature of offence and also considering the incarceration period of this petitioner from 13.03.2026 and there is no previous case against the petitioner, I am inclined to grant bail to the petitioner, subject to the following conditions:



[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute 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 learned **Judicial Magistrate III, Vellore** and on further conditions that:

[b] the petitioner shall report before the respondent police daily at 10.00 a.m. until further orders;

[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



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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 229A IPC.

13.05.2026

Index: Yes/No
Internet: Yes/No
Speaking/Non Speaking order
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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.

To

1. The Judicial Magistrate III, Vellore
2. The Public Prosecutor, High Court, Madras.
3. The Inspector of Police, CBCID Vellore Police Station
Vellore District, Tamil Nadu.
4. The Central Prison, Vellore.



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P.DHANABAL,J

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