



WEB COPY

CRL OP No. 12900 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 12900 of 2026

Raja

..Petitioner(s)

Vs

The State Represented by
The Inspector of Police
Kallakurichi Police Station,
Kallakurichi District.

..Respondent(s)

PRAYER: - The Criminal Original Petition is filed under Section 483 of B.N.S.S., praying to enlarge the petitioner herein on bail in connection with the Crime No. 144 of 2026 on the file of the respondent / police and thus render justice.

For Petitioner(s): Mr.S.Kingston Jerold

For Respondent(s): Mr.R.Vinothraja
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 25.03.2026 for the alleged offences under Section 194 of BNSS and subsequently altered to Section 108 of the Bharatiya Nyaya Sanhita, 2023, in Crime No.144 of 2026 on the file of the respondent police, seeks bail.



2.It is the case of the prosecution that, on the pretext of securing employment with a permanent visa in Russia, the petitioner deceived the deceased and received a sum of Rs.3,50,000/-, and thereafter sent him to Russia on a tourist visa, as a result of which he was deported back to India. When the deceased approached the petitioner seeking return of the money, a wordy quarrel ensued, and thereafter, the deceased consumed poison and died. Hence, the case.

3.The learned counsel appearing for the petitioner would submit that the petitioner is innocent and has been falsely implicated in this case. He would further submit that the petitioner has been in custody since 25.03.2026 and that, in any event, his further custody is not required for the purpose of investigation. Hence, he prayed for grant of bail.

4.The learned Government Advocate (Criminal Side) appearing for the respondent police, while opposing the grant of bail, reiterated the prosecution case and submitted that if the petitioner is enlarged on bail, there is every likelihood that he may tamper with the witnesses. Hence, he vehemently opposed the grant of bail to the petitioner.

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



6. Considering the rival submissions and the nature of the offence, the period of incarceration undergone by the petitioner, and the fact that no previous case is pending against him, this Court is inclined to grant bail to the petitioner, subject to the following 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 learned Judicial Magistrate No.1, Kallakurichi, and on further conditions that:

[b] the petitioner shall report before the respondent police daily at 10.30 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 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.

14-05-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
SSR

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 No.1, Kallakurichi.

2.The Inspector of Police
Kallakurichi Police Station,
Kallakurichi District.

3.The Public Prosecutor,
High Court, Madras.

4.The Superintendent,
District Jail, Villupuram.



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