



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2026

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

CRL OP No. 12702 of 2026

Kishore Kumar

Petitioner(s)

Vs

The State rep by,
Inspector of Police,
R-5, Virugambakkam Police Station,
Chennai.
Crime No.390 of 2025

Respondent(s)

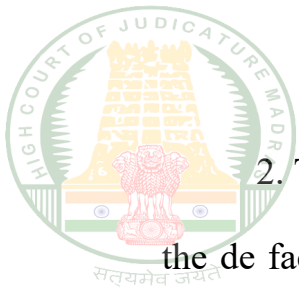
PRAYER: Criminal Original Petition filed under Section 482 of BNSS, to enlarge the petitioner on bail in the event of their arrest by the Respondent police in crime.390 of 2025 on the file of the respondent and thus render justice.

For Petitioner : Mr.S.Senthil Kumar

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

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 127(2), 118(1), 308(3) & 351(3) of BNS and 66 (E) of IT Act, in Crime No.746 of 2025 on the file of the respondent police, seeks anticipatory bail.



2. The case of the prosecution is that, there was a money dispute between the de facto complainant and the petitioner. The de facto complainant had lent money to the petitioner for his business. When the de facto went to the petitioner's office and demanded repayment of the money, the petitioner along with another person, allegedly attacked the de facto complaint, snatched his 3 ½ sovereigns gold chain and withdrew a sum of nearly Rs.10 lakhs cash by using his ATM cards. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent and has not committed any offence as alleged by the prosecution and that the petitioner has been falsely implicated in this case. Further he submitted that the co-accused were arrested and released on bail and the petitioner is not a named accused in the FIR. He also submitted that he is ready to abide by any stringent conditions imposed by this Court. Hence, he prayed for the grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and opposed for the grant of anticipatory bail to the petitioner. However, he fairly submitted that the petitioner is not a named accused in the FIR and that no previous case is pending against him.



5. Heard the learned counsel on either side and perused the materials available on record.

6. Considering the rival submissions made by the learned counsel on either side and the nature of offence, and further taking note of the fact that the petitioner is not a named accused in the FIR, that the co-accused A1 and A2 were arrested and released on bail and that no previous case is pending against the petitioner, this Court is inclined to grant **anticipatory bail** to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate-II, Poonamallee**, on condition that the petitioner shall 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 respondent Police or the Police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further conditions that:

[a] the petitioner and 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 everyday at 10.30 a.m., until further orders;

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;

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

[e] the petitioner shall not leave India without the prior permission of the Court.

[f] On breach of any of the aforesaid conditions, the 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];

[g] If the accused thereafter abscond, a fresh FIR can be registered under Section 269 B.N.S. 2023.

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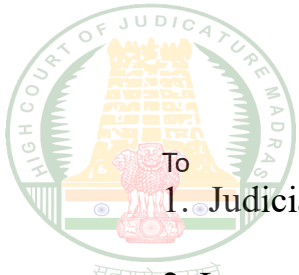
Jd

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



To

1. Judicial Magistrate-II, Poonamallee.

2. Inspector of Police,

R-5, Virugambakkam Police Station, Chennai.

Crime No.390 of 2025

3. The Public Prosecutor, High Court of Madras.



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P.DHANABAL J.
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