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Crl.O.P.No.12603 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.05.2026

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THE HONOURABLE MR.JUSTICE P.DHANABAL

Crl.O.P.No.12603 of 2026

M.Ajay

...Petitioner

Vs.

State rep. by,
The Inspector of Police,
J1-Saidapet Police Station,
Chennai.
Crime No.151 of 2026.

...Respondent

Criminal Original Petition filed under Section 483 of BNSS,
seeking to enlarge the petitioner on bail in Crime No.151 of 2026,
pending on the file of the respondent police.

For Petitioner : Mr.N.Naresh

For Respondent : Mr.V.J.Priyadarsana
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 29.03.2026 for the offences punishable under Sections 126(2), 74,
75(2), 351(2) of BNS, 2023, and Section 4 of TNPHW Act, in Crime
No.151 of 2026, on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the defacto complainant who is working in a private firm, went to the 3rd floor of her office premises for taking lunch and at that time, the petitioner came there and hugged her behind her back and forced her to give a kiss under the threat of slitting her throat. When she tried to escape, he pushed her down and on raising alarm, he escaped from the place, thereby, she sustained injury. Hence, the case.

3. Learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case and that, he is in custody since 29.03.2026. He further submits that the petitioner has no previous cases pending against him. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court and also undertakes not to tamper with the witnesses. Hence, he prayed that the petitioner may be released on bail.

4. Learned Government Advocate (CrI.Side) appearing for the respondent reiterated the prosecution case and submitted that though there are no previous cases pending against the petitioner, the offences committed by the accused are of heinous in nature. Hence, he strongly opposed to grant bail to the petitioner.



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

6. Considering the rival submissions made by the learned counsel on either side, nature of offences and also taking note of the fact that there are no previous cases pending against the petitioner and the period of incarceration undergone by 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 **IX Metropolitan Magistrate Court at Saidapet, Chennai** and on further conditions that:

[b] **the petitioner shall report before the respondent Polices everyday at 10.30 a.m., until further orders;**

[c] the petitioner shall not commit any offence similar to the offence of which he is an 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 them 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 269 of B.N.S.

14.05.2026

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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.



To:

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1. The IX Metropolitan Magistrate Court at Saidapet, Chennai.
2. The Superintendent,
Central Prison at Puzhal, Chennai.
3. The Inspector of Police,
J1-Saidapet Police Station,
Chennai.
4. The Public Prosecutor,
High Court, Madras.



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P.DHANABAL, J.

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