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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL MP No. 12925 of 2026
in Crl.O.P.No.32708 of 2025

P.Murugesan
S/o.Ponnan,
No.3/52, Bajanai Kovil Street,
Om Mangalam Village,
Kappankottur Post,
Sriperumbudur Taluk,
Kancheepuram District.

..Petitioner(s)

Vs

1. The State rep by its, Inspector of Police,
   T-14, Mangadu Police Station,
   Chennai.
2. P.S.Padmanaban
   S/o.Sekar,
   No.69/30, Roasary Church Road,
   2nd Land, Santhome,
   Mylapore, Chennai.
   Crime No.833 of 2025

..Respondent(s)

PRAYER : Criminal Miscellaneous Petition filed under Section 483(3) of Bharatiya Nagarik Suraksha Sanhita, 2023, praying to cancel the anticipatory bail granted to 2nd respondent/petitioner in Crl.O.P.No.32708 of 2025 by order dated 17.04.2026 in connection with Crime No.833 of 2025 on the file of the 1st respondent and a fresh FIR can be registered under section 269 of BNS Act and thus render justice.

For Petitioner(s): Mr.G.Thamizhazhagan
For Respondent(s): Mr. R. Rajasekaran, Government Advocate For R1
Notice Served - R2-Not appeared

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ORDER

The present Criminal Miscellaneous Petition has been filed by the de facto complainant seeking cancellation of the anticipatory bail granted to the second respondent/accused.

2. This Court, by an order dated 17.04.2026 passed in Crl.O.P. No. 32708 of 2025, granted anticipatory bail to the second respondent/accused, P.S. Padmanaban, subject to certain conditions. The primary condition was that the said respondent should surrender before the learned Judicial Magistrate, Sriperumbudur, Kancheepuram District, within a period of 15 days from the date of receipt of a copy of the order and furnish sureties. Thereafter, he was directed to appear before the respondent police daily at 10:30 a.m. for a period of two weeks, and subsequently as and when required.

3. The learned counsel for the petitioner/de facto complainant as well as the learned Government Advocate (Criminal Side) for the first respondent/Police submitted that the second respondent/accused has failed to comply with the said conditions. In particular, he has neither surrendered before the learned Judicial Magistrate nor furnished sureties, and has been absconding since 17.04.2026.

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4. Despite service of notice in the present petition and the publication of his name in the cause list, the second respondent/accused has failed to appear before this Court either in person or through counsel.

5. It is further seen that Condition No. 8(a) of the order granting anticipatory bail specifically stipulates that if the accused fails to surrender before the concerned learned Magistrate within a period of 15 days from the date of receipt of a copy of the order, the order granting bail shall stand automatically cancelled.

6. In view of the specific self-contained condition imposed by this Court and the failure of the second respondent/accused to comply with the same, the anticipatory bail granted to him stands cancelled. Accordingly, this Criminal Miscellaneous Petition is allowed.

28-10-2026

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

MPA
To
1. The Inspector of Police,
   T-14, Mangadu Police Station,
   Chennai.
2. The Public Prosecutor,
   High Court, Madras.

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N.RAMESH, J.

MPA

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