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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30701 of 2026

CNR: {HCMA012560022026}

1. Arun
   S/o. Ramesh G. Dayaldasani,
   No. 5-9-24/41, Palace Colony,
   Basheer Bagh, Himayath Nagar,
   Hyderabad, Telangana.
2. R. Kapil
   S/o. Ramesh G. Dayaldasani,
   No. 5-9-24/41, Palace Colony,
   Basheer Bagh, Himayath Nagar,
   Hyderabad, Telangana.

..Petitioner(s)

Vs

The State Rep By, The Inspector of Police
Cyber Crime Police Station (Delta-4),
Central Crime Branch,
Office of the Commissioner of Police,
Vepery, Chennai - 600 007.
(CCD-1, Crime No. 182 of 2026)

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, praying to release the Petitioners on bail in the event of their arrest in CCD-1, Crime No. 182 of 2026 on the file of the Inspector of Police, Cyber Crime Police Station, Central Crime Branch, Vepery, Chennai, and grant such other reliefs as this Honble Court may deem fit in the circumstances of the case, and thus render justice.

For Petitioner(s): E.Raj Thilak

For Respondent(s): Mr.R.Rajasekaran, Govt.Advocate (Crl.Side)

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ORDER

The petitioners, apprehending arrest at the hands of the respondent Police for the alleged offences punishable under Sections 316(2), 318(4), 319(2) and 336 of BNS, 2023 and 66D of the IT Act, 2000, in Crime No.182 of 2026, on the file of the respondent Police, seek anticipatory bail.

2. The case of the prosecution is that this matter involves an online investment fraud. It is alleged that, between 27.07.2026 and 06.08.2026, the de facto complainant was induced to invest a total sum of Rs. 40 Lakhs. This included a sum of Rs. 5 Lakhs transferred on 03.08.2026 to the ICICI Bank account of 'Bulchand Trading Private Limited', a jewellery business in Hyderabad run by the petitioners. The remaining sum of Rs. 35 Lakhs was transferred to another firm. Hence, the complaint.

3. The learned counsel for the petitioners submitted that, out of the total amount transferred by the de facto complainant, only a sum of Rs. 5 Lakhs was received by the petitioners' company. He further submitted that the petitioners have volunteered and undertaken to deposit the sum of Rs. 5 Lakhs to demonstrate their bona fides in the matter. He added that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court, and hence, prayed for the grant of anticipatory bail to the petitioners.

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4. The learned Government Advocate (Criminal Side) appearing for the respondent Police reiterated the prosecution's case and submitted that the investigation is still pending. He, therefore, strongly opposed the grant of anticipatory bail to the petitioners.

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

6. Considering the facts and circumstances of the case, and taking note of the submission made by the learned counsel for the petitioners that they voluntarily undertake to deposit a sum of Rs. 5 Lakhs, this Court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned XI Metropolitan Magistrate, Saidapet, Chennai,** on condition that **the petitioners shall execute a separate bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only),** with **two sureties** each for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

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(a) If the petitioners fails to surrender before the concerned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) **The petitioners, without prejudice to their rights and contentions before the trial Court, are directed to deposit a sum of Rs.5,00,000/- (Rupees Five Lakhs only) to the credit of Crime No.182 of 2026 before the Court concerned, at the time of furnishing sureties;**

[c] On such deposit being made, the Trial Court shall redeposit the said amount in a Fixed Deposit Account, in any one of the Nationalised Banks, renewable thereafter periodically. The disbursal of this amount shall be decided at the culmination of the criminal case.

(d) The sureties shall affix their photographs and left thumb impression in the application for surety-ship (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019]'. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(e) The petitioners shall report before the respondent Police as and when required for interrogation;

(f) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioners in accordance with law as if the conditions have been imposed and the petitioners was released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji***

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v. State of Kerala [(2005) AIR SCW 5560];

(g) If the petitioners thereafter abscond, a fresh FIR can be registered under Section 269 of BNS Act.

30-10-2026

MPA

To

1. XI Metropolitan Magistrate, Saidapet, Chennai.

2. The Inspector of Police
Cyber Crime Police Station (Delta-4),
Central Crime Branch,
Office of the Commissioner of Police,
Vepery, Chennai - 600 007.
(CCD-1, Crime No. 182 of 2026)

3. The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

MPA

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