Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30779 of 2026

Manikandan,
S/o.Moorthy,
No.3, Ennore, Thazhankuppam Beach,
Madhavaram, Chennai. ...Petitioner/Accused-2

Vs

The State rep.by
The Inspector of Police,
M5-Ennore Police Station,
Chennai. ...Respondent/Complainant
(Crime No.470 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending trial in Crime No.470 of 2026 on the file of the Inspector of Police, M5-Ennore Police Station in the above case.

For Petitioner(s): Mr.K.Subburaj
For Respondent(s): Mr.M.M.I.Khaleel,
Govt.Advocate (Crl.Side)

O R D E R

The Petitioner, who was arrested and remanded to judicial custody on 05.09.2026 for the alleged offence under Sections 126(2), 296(b), 115(2), 125, 309(4), 311 and 351(3) of Bharatiya Nyaya Sanhita - 2023, in Crime No.470 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that the petitioner/accused, along with the co-accused, threatened the de-facto complainant with a knife, robbed him of Rs.5,000/- and an Oppo mobile phone, and threatened members of the public before fleeing from the scene. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 05.09.2026. He also further submitted that the co-accused (A1 and A3) have already been arrested and released on bail by the trial Court and the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the Petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the mobile phone was recovered and no previous case is pending against the petitioner. He further submitted that the investigation is still pending. Hence, he opposed the grant of bail to the petitioner.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.

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6. Considering the facts and circumstances of the case, the nature of the allegations and the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Judicial Magistrate, Thiruvottiyur,** and on further conditions that:

[a] 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 the identity proofs to ensure their identity;

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

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

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

[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in acc with law as if the aforementioned 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)13 SCC 283];**

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[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

23-10-2026

nvi

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,
Thiruvottiyur.

2.The Inspector of Police,
M5-Ennore Police Station,
Chennai.

3.The Superintendent,
Puzhal Prison-II, Chennai.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

nvi

CRL OP No. 30779 of 2026

23-10-2026

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