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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. 30790 of 2026

CNR: {HCMA012561552026}

Ragupathy
MIG, 128, 2nd Floor,
TNHB Colony,
Sholinganallur,
Chennai.

..Petitioner(s)

Vs

State represented by The Inspector of Police
T-16, Semmancherry Police Station,
Pallikaranai, Chennai.
Crime No.447 of 2024

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, praying to enlarge the Petitioners on bail in the event of arrest of the Petitioner by the Respondent police in connection in CC No.102/2026 for Sections under 316(2) and 318(4) of BNS, 2023 and pass such or other orders and thus render Justice.

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

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 316(2) and 318(4) of BNS, in Crime No.447 of 2024 on the file of the respondent police, seeks anticipatory bail.

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2. The case of the prosecution is that this matter relates to the non-refund of a lease deposit after a bank took possession of the mortgaged property. The de facto complainant took the petitioner's TNHB plot on lease in July 2022 for a sum of Rs. 5,50,000/-. In the meantime, the petitioner defaulted on the repayment of his HDFC housing loan, pursuant to which the bank took possession of the property. It is alleged that the petitioner failed to refund the lease deposit of Rs. 5,50,000/-. Out of the said amount, only a sum of Rs. 75,000/- was repaid, leaving a balance of Rs. 4,75,000/- due and payable. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is innocent, has not committed the offences as alleged by the prosecution, and has been falsely implicated. He further submitted that the petitioner is ready to abide by any stringent conditions that may be 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, strongly opposed the grant of anticipatory bail. He reiterated the prosecution's case and submitted that the FIR was registered on 12.11.2024, and a final report was subsequently filed on 10.09.2025, showing the petitioner as an absconding accused. Consequently, cognizance was taken in C.C. No. 102

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of 2026. Summons was initially issued, returnable on 09.10.2026, and subsequently, fresh summons has been ordered, returnable by 05.12.2026.

5. Considering the fact that the petitioner has been absconding and has failed to appear either before the respondent police during the investigation or before the trial court, and taking note of the fact that he has also failed to refund the balance lease amount of Rs. 4,75,000/-, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this Criminal Original Petition stands dismissed.

30-10-2026

MPA

To
1. The Inspector of Police
T-16, Semmancherry Police Station,
Pallikaranai, Chennai.
Crime No.447 of 2024

2. The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

MPA

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