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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **23-10-2026**

CORAM

THE HONOURABLE MR JUSTICE N. RAMESH

CRL OP NO.30967 of 2026

Radha ... Petitioner/ Accused

Vs

State Rep. by,
The Station House Officer,
Chidambaram Town Police Station,
Cuddalore District.
(Crime No.317 of 2026) ... Respondent/ Complainant

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in Crime No.317 of 2026 on the file of the respondent police.

For Petitioner(s) **:** Mr. D. Balaji

For Respondent(s) **:** M/s. R.S. Indira
Additional Public Prosecutor

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ORDER

The petitioner, who was arrested and remanded to judicial custody on 09.09.2026, for the offences punishable under Sections 318(4) and 303(2) of BNS in Crime No.317 of 2026, registered on the file respondent police, seeks bail.

2. The case of the prosecution is that, the defacto complainant is running a gold jewellery shop and the petitioner herein had cheated the defacto complainant to the tune of 40.500 grams of gold ornaments under the guise of exchanging her old fake jewels of 52.400 grams. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that the entire 40.500 grams of gold jewels were already recovered and also the investigation of the case has been completed and charge sheet also filed. He further submitted that the petitioner is in judicial custody since 09.09.2026 and the petitioner is also ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent while opposing the bail to the petitioner, reiterated the prosecution

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case and on instruction submitted that the entire 40.500 grams of gold jewels has been recovered; and that the investigation of this case has been completed, charge sheet filed and the same was also taken on file.

5. Considering the facts and circumstances of the case, the nature of allegation, the fact that the entire gold jewels involved in this case were already recovered and also taking note of the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail on her executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties**, for a like sum each to the satisfaction of the **Judicial Magistrate Court No.II, Chidambaram, Cuddalore District** and subject to the following conditions:

> [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;

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[b] **the petitioner shall report before the Trial Court concerned 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 take appropriate action against the petitioner in accordance with law as if the conditions had been imposed and the petitioner released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in ***P.K.Shaji vs. State of Kerala [(2005)13 SCC 283];***

[f] if the petitioner thereafter absconds, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

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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

1. The Judicial Magistrate No.II, Chidambaram, Cuddalore District.

2. The Station House Officer,
   Chidambaram Town Police Station,
   Cuddalore District.
   (Crime No.317 of 2026)

3. The Superintendent,
   Special Prison for Women, Cuddalore.

4. The Public Prosecutor,
   High Court of Madras.

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N. RAMESH, J.

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