WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **23-10-2026**

CORAM

THE HONOURABLE MR JUSTICE N. RAMESH

CRL OP NO.30942 of 2026

V. Selvam ... Petitioner/ Accused

Vs

State Rep. by,
The Inspector of Police,
Peralam Police Station,
Tiruvarur.
(Crime No.334 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.334 of 2026 on the file of the respondent police.

For Petitioner(s) **:** Mr. M. Deivanandam
Mr. R. Hemaragav

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

****

https://www.mhc.tn.gov.in/judis

WEB COPY

ORDER

The petitioner, who was arrested and remanded to judicial custody on 09.09.2026, for the offences punishable under Sections 316(2), 318(4) and 351(2) of BNS in Crime No.334 of 2026, registered on the file respondent police, seeks bail.

2. The case of the prosecution is that, the petitioner herein had received a total sum of Rs.4,00,000/- on the false assurance of arranging a job to the defacto complainant's son in abroad; that thereafter, the petitioner had failed to secure a job to the defacto complainant's son and also returned only Rs.50,000/- and not returned the balance amount of Rs.3,50,000/- and cheated the defacto complainant. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and he had received only a sum of Rs.50,000/- from the defacto complainant on account of his medical ailments and the same has been repaid by him, however a false complaint has been lodged against the petitioner only to harass and demand more amount towards interest for the aforesaid sum of Rs.50,000/-. He further submitted that the petitioner is in judicial custody since

https://www.mhc.tn.gov.in/judis

WEB COPY

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 case and on instruction submitted that the petitioner had received a sum of Rs.1,00,000/- on 20.11.2024 and Rs.3,00,000/- on 03.05.2025 from the defacto complainant and repaid only Rs.50,000/- and the balance amount of Rs.3,50,000/- is yet to be recovered from the petitioner; and that the investigation of this case is pending.

5. Considering the facts and circumstances of the case, the nature of allegation 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 his 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 **learned District**

https://www.mhc.tn.gov.in/judis

WEB COPY

Munsif-Cum-Judicial Magistrate, Nannilam 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;

[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 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];***

https://www.mhc.tn.gov.in/judis

WEB COPY

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

23.10.2026

stn

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 District Munsif-Cum-Judicial Magistrate, Nannilam.

2. The Inspector of Police,
   Peralam Police Station,
   Tiruvarur.
   (Crime No.334 of 2026)

3. The Superintendent,
   Sub Jail, Pudukottai.

4. The Public Prosecutor,
   High Court of Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

N. RAMESH, J.

stn

Crl.O.P. No.30942 of 2026

23.10.2026

https://www.mhc.tn.gov.in/judis