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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31314 of 2026

CNR: {HCMA012577092026}

Victor
S/o.Susai,
No.2435 Kannagi Nagar,
Okkiyam Thuraipakkam,
Sholinganallur, Kancheepuram-97

..Petitioner(s)

Vs

The State Rep by The Inspector of Police
Kannagai Nagar Police Station,
Crime No.289 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending investigation in the Crime No.289 of 2026, on the file of Respondent police at Chennai

For Petitioner(s): Mr.P.Santhosh

For Respondent(s): Mr.M.M.I. Khaleel
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 07.09.2026 for the alleged offences under Sections 115(2), 126(2), 296(b), 309(4) and 351(3) of BNS, 2023 in Crime No.289 of 2026 on the file of the respondent police, seeks bail.

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2. The allegation against the petitioner is that the petitioner along with other accused have robbed a sum of Rs.900/- from the defacto complainant at knife point. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner has been in judicial custody since 07.09.2026. He further submitted that the petitioner is innocent and has been falsely implicated in this case on account of previous cases pending against them. He further submitted that 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 eight previous cases are pending against the petitioner, out of which three cases are under NDPS Act and three cases under theft case. Hence, he opposed the grant of bail to the Petitioner.

5. At this juncture, the learned counsel for the petitioner submitted that the previous cases against the petitioner are very old cases and that the petitioner has not been involved in any criminal activity during the past five years. He further submitted that no recent criminal antecedents are attributable to the petitioner.

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

7. Considering the facts and circumstances of the case; taking note of the submission made by the learned Government Advocate (Crl.Side), considering the period of incarceration of the petitioner since 07.09.2026 and the fact that the petitioner has eight previous cases against him are old cases and that he has had no adverse criminal antecedents during the past five years, this Court is of the firm view that for the purpose of investigation, further interrogation of the petitioner is not required. Hence, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

8. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Judicial Magistrate Court, Sholinganallur,** 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 twice daily at 10.30 a.m., and 5.30 p.m., until**

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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 accordance 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];**

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

29-10-2026

DRL

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.

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To

1.The Judicial Magistrate Court,
Sholinganallur.

2. The Inspector of Police
Kannagai Nagar Police Station,

3.The Superintendent, Central Prison,
Puzhal, Chennai.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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