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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32010 of 2026

CNR: {HCMA012624912026}

Sanjai
S/o Jayakumar,
No.13, Othavadai street,
Kundrathur, Kunnathur post,
Kancheepuram

Case QR

..Petitioner(s)

Vs

The State Rep. by, The Inspector of Police
Kundrathur police station,
Kancheepuram District
Crime No.547 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in crime no.547 of 2026 pending investigation on the file of the respondent/Complainant

For Petitioner(s): Mr.Karthikeyan K

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 05.10.2026 for the alleged offence under Sections 326(g) of BNS, in Crime No.547 of 2026 on the file of the respondent police, seeks bail.

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2.The prosecution case, in brief, is that the defacto complainant and her family members had locked their house and gone out. Upon returning on 01.10.2026 at about 12.30 a.m., they found the lock broken and the gold and silver ornaments, along with other valuables worth approximately Rs.15,000/-, missing. Hence, the defacto complainant lodged a complaint, based on which the present case was registered by the respondent police.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and that he has been falsely implicated in this case. He would submit that the petitioner is in judicial custody since 05.10.2026. He further submitted that he is ready to abide by any stringent condition that may be imposed by this Court and he is ready to co-operate for investigation. Hence, he prays to grant anticipatory bail to the petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police would strongly oppose for the grant of bail on the ground that this is a case of mischief by fire and fired the hut of the defacto complainant. He would submit that one attempt to murder case is pending as against the petitioner and the investigation is still pending and he has strongly opposed to release the petition on bail.

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5. At this juncture, the learned counsel for the petitioner would submit that the petitioner, without prejudice to his defence and contention, is ready and willing to deposit an amount of Rs.15,000/- to the credit of crime number. Hence, he prayed for grant of bail to the petitioner.

6. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

7. Considering the nature of the allegations, the investigation in this case is pending and also considering the period of incarceration, this Court is inclined to enlarge the petitioner on bail on 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**, for a like sum to the satisfaction of the **learned Judicial Magistrate, Sriperumbudur,** 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, without prejudice to his rights and**

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contentions before the trial Court, is directed to deposit a sum of Rs.15,000/- (Rupees Fifteen Thousand only) to the credit of Crime No.547 of 2026 before the Court concerned, at the time of furnishing sureties;

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

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

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

[f] 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];**

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

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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, Sriperumbudur.

2.The Inspector of Police Kundrathur police station, Kancheepuram District

3.The Superintendent,
Puzhal-II, Chennai.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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