WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32203 of 2026

CNR: {HCMA012637302026}

Sampath
S/o Murugaiyan,
9th Street, Puthukuraipettai,
Kuppantham, Virudhachalam District,
Cuddalore.

Case QR

..Petitioner(s)

Vs

State of Rep. by Inspector of Police
Karamadi Police Station,
Coimbatore District.
Cr.No.327 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 the above in Cr.No.327 of 2026 on the file of the Respondent and thus render justice.

For Petitioner(s): Mr.S.Senthilvel

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 09.07.2026 for the alleged offences under Sections 309(6), 329(1) of BNS, in Crime No.327 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner broke open the door of

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

WEB COPY

the defacto complainant's house, trespassed into the house and committed theft of six grams gold jewels. O seeing the petitioner, when the defacto complainant tried to raise an alarm, the petitioner criminally intimated her and fled from the scene. Hence, the complaint was lodged.

3. The learned counsel for the petitioner submitted that the petitioner was arrested and remanded to judicial custody since 09.07.2026. He further submitted that the petitioner is innocent and has been falsely implicated in this case and that he has not committed any offence as alleged by the prosecution. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the property has been recovered from the petitioner. He further submitted that the petitioner has six previous cases, similar nature pending against him and that the investigation in this case is completed and the charge sheet has been filed. Hence, he opposed the grant of bail to the Petitioner.

5. I have given my anxious consideration to the submissions made by the learned counsel on either side and perused the materials available on record.

6. From the submissions made by the learned Government Advocate

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

WEB COPY

(Criminal Side), it is seen that though the petitioner has six previous cases, considering the fact that the completion of investigation and filing of the charge sheet, the nature of the allegations, and the period of incarceration already undergone by the petitioner, this Court is inclined to enlarge the petitioner on bail subject to 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 each**, for a like sum to the satisfaction of the **learned Judicial Magistrate, Mettupalayam,** and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety slip [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 pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions have been imposed

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

WEB COPY

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.

05-11-2026

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.

To

1.The Judicial Magistrate, Mettupalayam.

2. The Inspector of Police
Karamadi Police Station,
Coimbatore District.

3.The Superintendent, Central Prison,
Coimbatore.

4.The Public Prosecutor,
High Court, Madras.

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

WEB COPY

N.RAMESH, J.

DRL

CRL OP No. 32203 of 2026

05-11-2026

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