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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32359 of 2026

CNR: {HCMA012647652026}

Rajasekhar
S/o Umapathy,
No.3, North Street MGR Nagar,
Katpadi,
Vellore.

Case QR

..Petitioner(s)

Vs

The State Rep By,
The Sub-Inspector Of Police
Katpadi Police Station,
Vellore District.
Crime No.275 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail concerned in Crime No.275 of 2026 on the file of the respondent police.

For Petitioner(s): Mr.Shimiyon Edwin M

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 10.10.2026 for the alleged offence under Sections 296(b), 308 and 351(3) of BNS Act in Crime No.275 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that, while the defacto complainant was returning home, the petitioner waylaid him, threatened him and demanded money. On seeing two persons approaching the scene of occurrence, the petitioner fled from the spot. Hence, the present case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case on account of previous cases pending against him and that he has not committed any offence as alleged by the prosecution. 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 the petitioner has five previous cases pending against him and in the said incident no one was injured. However, he opposed the grant of bail to the Petitioner.

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

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6. From the submissions made by the learned Government Advocate (Crl.Side), it is seen that five previous cases are pending against the petitioner. However, considering the period of incarceration of the petitioner, the fact that no one sustained any injury in the alleged occurrence and the nature of the allegations, 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, Katpadi,** 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 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

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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.

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,
Katpadi.

2. The Sub-Inspector Of Police
Katpadi Police Station,
Vellore District.

3.The Superintendent, Central Prison,
Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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