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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32340 of 2026

CNR: {HCMA012648432026}

Janarthanan

..Petitioner(s)

Vs

The Inspector of Police
Central Crime Branch,
Avadi City Police,
Crime No.70 of 2026.

..Respondent(s)

PRAYER: This criminal original petition filed under Section 483 BNSS Act to enlarge the petitioner on bail in Crime No.70 of 2026 pending on the file of the respondent police and pass such further or other orders.

For Petitioner(s): Ms.R.Prabhavathy

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 18.05.2026 for the alleged offences punishable under Sections 419, 465, 468, 471 and 420 IPC in Crime No.70 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the defacto complainant mortgaged his property documents to A1 and A2 for a sum of Rs.20,000/-. Thereafter, he

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repaid the loan amount. However, they did not return the documents and vacated their house. Therefore, the defacto complainant verified the encumbrance certificate and came to know that a power of attorney had been registered in favour of A6 by fabricating his Voter ID card. Thereafter, the property was sold to A8. Based on the same, subsequent sale deeds were also registered in favour of A7 and A8. Hence, the present case.

3. The learned counsel for the petitioner submitted that no specific allegation has been made against the petitioner in the complaint. Only upon verification, it was revealed that the petitioner was one of the witnesses to the power of attorney executed in favour of A6. Further, he submitted that the petitioner is innocent and is not involved in any of the alleged offences. The petitioner is in no way connected with the alleged offences. No custodial interrogation is necessary, and he is ready to cooperate with the investigation and abide by any condition imposed by this Court. Therefore, he seeks bail.

4. The learned Government Advocate (Crl. Side) submitted that the petitioner is one of the witnesses to the power of attorney executed in favour of A6. He further submitted that the petitioner has been in custody since 09.10.2026.

5.On perusal of the materials placed on record, it is seen that the complainant pledged his title deed with A1 and A2 in the year 2014 for Rs.20,000/- loan. After repaying the loan, they did not get back the original

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documents. A3 impersonating the complainant using a forged voter ID executed a power of attorney to A6 under document No.12451 of 2014. On the basis of the forged power of attorney, the property was sold to A7 and A8 under document No.8546 of 2014. The defacto complainant came to know about the transaction only recently. This petitioner is A4. The specific overtact as against this petitioner is that he signed as a witness in the forged general power of attorney. On the other hand, the counsel for the respondent stated that the petitioner has abetted the act of impersonation by putting his signature identifying the impersonator as the original owner. The petitioner is in custody from 18.05.2026. Considering all the above circumstance, this Court is inclined to grant bail to the petitioner.

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, each for a like sum to the satisfaction of the learned Judicial Magistrate No.I, Poonamallee, 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 daily at 10:30 A.M. until further orders;

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[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.

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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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.

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To

1. The State Rep By,
   The Inspector of Police
   Central Crime Branch,
   Avadi City Police,

2.The Judicial Magistrate No.I, Poonamalee.

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

4.The Public Prosecutor
   High Court, Madras.

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N.RAMESH, J.

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