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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32992 of 2026

Vinoth @ Polapolaa,
S/o.Shanmugam,
Bajanai Koil Street, Neervallur Village,
Kancheepuram. ...Petitioner/Accused

Vs

The State of Tamil Nadu,
Rep.by The Inspector of Police,
Ponnerikarai Police Station,
Kancheepuram District. ...Respondent/Complainant
Crime No.16 of 2017.

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending case before the learned Judicial Magistrate Court-II, Kancheepuram case connected with the C.C.No.17 of 2018 in Crime No.16 of 2017.

For Petitioner(s): M/s.M.Preethi
For Respondent(s): Mr.Durai Gunasekaran,
Govt.Advocate (Crl.Side)

O R D E R

The petitioner, who was arrested and remanded to judicial custody on 04.07.2026 for the alleged offences under Sections 379 of IPC, in Crime No.16 of 2017 on the file of the respondent police, seeks bail.

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2. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case without any basis. It is submitted that the petitioner has been in judicial custody since 04.07.2026 and that the petitioner is ready to cooperate with the investigation. He further submitted that, due to the petitioner's non-appearance, a Non-Bailable-Warrant was issued against him on 10.04.2026. Subsequenlty, he was arrested on 04.07.2026 and has been in custody since then. The learned counsel would further contend that the petitioner is ready to abide by any condition imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

3. The learned Government Advocate (Crl.Side) appearing for the respondent submitted that now the case is now posted to 17.11.2026 for the examination of Investigation Officer. Hence, he strongly opposed the grant bail to the petitioner.

4. I have given anxious consideration to the submissions made by the learned counsel on either side.

5. Considering the progress of the trial and the period of judicial custody undergone by the petitioner, this Court is inclined to enlarge the petitioner on bail, subject to certain conditions.

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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 for a like sum each to the satisfaction of the **learned Judicial Magistrate Court -II, Kancheepuram,** and subject to the following conditions:

[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 Trial Court daily at 10.30 a.m. for a period of 30 days and thereafter on every hearing dates without fail;

[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 take appropriate action against the petitioners in accordance with law as if the conditions had been imposed and the petitioners released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in ***P.K.Shaji vs. State of Kerala [(2005)13 SCC 283];***

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[f] if the petitioner thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

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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 Court-II,
Kancheepuram.

2. The Inspector of Police,
Ponnerikarai Police Station,
Kancheepuram District.

3.The Superintendent,
Central Prison, Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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