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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. 32380 of 2026

CNR: {HCMA012652482026}

R.Babu Kumar
S/o V.Rajendiran,
Plot No.24, 1st Floor, Sevanthi Street,
VOC Nagar, Yadava College,
Tiruppalai, Madurai.

Case QR

..Petitioner(s)

Vs

The State Rep. by, The Inspector of Police
R4, Soundarapandiyanar Angadi Police Station,
Chennai District.
Crime No.253 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 Cr.No.253 of 2026 on the file of the Inspector of Police,R-4,Soundarapandiyanar Angadi Police Station,Chennai District on such terms and conditions as this Honble Court.

For Petitioner(s): Mr.J.Abhishek

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 19.09.2026 for the alleged offence under Sections 61(2), 316(5), 318(3) and 317(2) of BNS, Act 2023 in Crime No.253 of 2026 on the file of the respondent police, seeks bail

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2. The case of the prosecution is that, the petitioner had pledged the jewels brought by A1 and A2, without verification of its ownership and paid Rs.24,00,000/- to them and retained the balance value. The defacto complainant to avoid the repayment and redemption of jewels, has used the respondent to retrieve the goods by abusing the criminal law and recovered the entire property without repaying the money apart from arresting the petition and remanding him to judicial custody. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner is in judicial custody since 19.09.2026; and the co-accused has already been granted bail by this Court in Crl.OP.No.29442 of 2026 dated 12.10.2026; and that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court and sought for bail to the petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case, the petitioner had pledged the jewels brought by A1 and A2. Hence, he opposed to grant 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. It is submitted that the petitioner had pledged the jewels brought by A1 and A2 and properties which were interested to them for the purpose of conducting inception and given to A3, A3 has sold part of the jewels and pledged remaining part of the jewels. It is submitted by learned counsel for the petitioner that he has only introduced some persons to A1 and A2 for the purpose of pledging jewels and he has no other role. Considering the facts and circumstances of the case, the period of incarceration and the fact that the co-accused has already been released on bail, this Court is inclined to grant bail to the petitioner with 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 XVII Metropolitan Magistrate, Saidapet,** 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;**

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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 acc 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.

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To

1. The XVII Metropolitan Magistrate,
Saidapet.

2.The Inspector of Police
R4, Soundarapandiyanar Angadi Police Station,
Chennai District.

3.The Superintendent,
Saidapet Sub Jail.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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