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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32830 of 2026

CNR: {HCMA012669012026}

Jeya Prathap

Case QR

..Petitioner(s)

Vs

State of Tamil Nadu rep by the Inspector of police
CCW-Tiruvallur (CCD-II) Police Station,
Tiruvallur District, Tamil Nadu-600 066, crime
no.56 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 crime no.56 of 2026 on the file of the Inspector of police CCW-Tiruvallur CCD-II Police station, Tiruvallur District.

For Petitioner(s): Mr.N.Thamizhanban

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 09.10.2026 for the alleged offences under Section 318(4) of the Bharatiya Nyaya Sanhita, 2023, read with Section 66D of the Information Technology Act, 2000, in Crime No.56 of 2026 on the file of the respondent police, seeks bail.

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2.It is a case of cyber fraud committed through a mule bank account, and the petitioner is arrayed as the 3rd accused. According to the prosecution, the co-accused induced the defacto complainant to open a bank account and hand over his Aadhaar card and SIM card on the promise of sharing profits from supplying labourers. The said bank account was subsequently used in an online fraud case registered at Bengaluru. Furthermore, a SIM card was obtained using the petitioner's Aadhaar card. Hence, the present case came to be registered.

3.The learned counsel for the petitioner submits that the petitioner has not benefited in any manner from the alleged transaction and is himself one of the victims. He further submits that, in order to show his *bonafides*, the petitioner has voluntarily come forward to deposit a sum of Rs.1,00,000/- (Rupees One Lakh Only) to the credit of Crime No.56 of 2026. Hence, he prayed for the 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 a sum of Rs.3,00,000/- was received in the bank account provided by the petitioner, which was used as a mule account, and that the investigation is still pending. Hence, he opposed the grant of bail to the petitioner.

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

6.Considering the submissions made on either side, the voluntary undertaking given by the petitioner to deposit a sum of Rs.1,00,000/-, and also considering the period of incarceration suffered by the petitioner since 09.10.2026, 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**, for a like sum to the satisfaction of the **learned Judicial Magistrate No.II, Tiruvallur,** 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 deposit a sum of Rs.1,00,000/- (Rupees One Lakh Only) to the credit of Crime No.56 of 2026 within a period of two weeks from the date of his release from prison, failing which the bail granted to the petitioner shall automatically stand cancelled.**

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[c] The petitioner shall appear before the respondent police daily at 10.30 a.m., for a period of 15 days and thereafter as and when required for interrogation;

[d]The petitioner shall not abscond either during investigation or trial;

[e] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[f] 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];**

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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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 Judicial Magistrate No.II, Tiruvallur.

2.The Inspector of police
CCW-Tiruvallur (CCD-II) Police Station,
Tiruvallur District, Tamil Nadu-600066.

3.The Superintendent, Central Prison, Puzhal.

4.The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

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