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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33742 of 2026

CNR: {HCMA012755102026}

Case QR

Srinivasan
S/o Sekar,
No.117, Koil Street,
Kilkarkoor Village,
Pernambut Taluk,
Vellore.

..Petitioner(s)

Vs

State Rep By, The Sub-Inspector of Police
Melpatti Police Station,
Vellore District.
Crime No. 126 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending investigation in Crime No. 126 of 2026 on the file of the Respondent and thus render justice.

For Petitioner(s): Mr.T.Muruganantham

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 30.10.2026 for the alleged offence under Section 25(1)(a) of Arms Act 1959 in Crime No. 126 of 2026 on the file of the respondent police, seeks bail.

2. The allegation against the petitioner is that the petitioner along with

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other accused was found to be in possession of country made fire arm, pellets and 3 torchlight. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is in judicial custody since 30.10.2026 and that the petitioner is innocent and has been falsely implicated in this case. 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 no previous case pending against him. 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.

6. It is a case of possession of an unlicensed gun. According to the prosecution, the petitioner was found in possession of a country-made firearm, 43 pellets, an iron rod and three torchlights. The petitioner was arrested on 30.10.2026 and has been in judicial custody since then. There is no previous case against him. The articles recovered from the petitioner indicate that he was

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in possession of the gun for hunting wild animals. Considering the above facts and circumstances of the case and the period of incarceration already undergone by the petitioner, this Court is inclined to grant bail to the petitioner 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 each**, for a like sum to the satisfaction of the **learned Magistrate, Gudiyatham,** 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., for a period of 15 days and thereafter as and when required for interrogation;

[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

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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.

25-11-2026

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, Gudiyatham.

2. The Sub-Inspector of Police
Melpatti 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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