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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33973 of 2026

Dhoshif,
S/o.Asif,
No.99, Main Road, Sathkar,
Pemambut Taluk,
Vellore District, Tamil Nadu. ...Petitioner/Accused

Vs

The State represented by
The Sub Inspector of Police,
K.V.Kuppam Police Station,
Vellore District Tamil Nadu. ...Respondent/Complainant
(Crime No.34 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner pending investigation in Crime No.34 of 2026 on the file of the Respondent police.

For Petitioner(s): M/s.J.K.Madhumathi

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

O R D E R

The Petitioner, who was arrested and remanded to judicial custody on 24.09.2026 for the alleged offence under Sections 303(2) of the Bharatiya Nyaya Sanhita, 2023, in Crime No.34 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that the petitioner/accused allegedly committed theft of a Hero Honda Splendor two-wheeler bearing Registration No.TN 23 CX 8776 from Mahadevar Temple on 01.02.2026 and kept the stolen vehicle at his residence. Subsequently, the vehicle was recovered based on the petitioner's confession statement. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 24.09.2026. He also 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 was involved in the theft of the de-facto complainant's two-wheeler and that the stolen vehicle was recovered from his possession. Hence, he strongly 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.

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6. Considering the nature of the allegations, the fact that the stolen two-wheeler has already been recovered from the petitioner, and the stage of investigation, 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 him 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 Court, Gudiyatham, Vellore District,** 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;

[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

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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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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,
Gudiyatham, Vellore District.

2.The Sub Inspector of Police,
K.V.Kuppam Police Station,
Vellore District Tamil Nadu.

3.The Superintendent,
Central Prison, Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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