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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33955 of 2026

CNR: {HCMA012781972026}

Case QR

Santhosh
S/o. Dhandapani,
Melpallipattu Village,
Chengam Taluk,
Tiruvannamalai District.

..Petitioner(s)

Vs

The State Represented by the Inspector of Police
Melchengam Police Station,
Tiruvannamalai District.
Crime No.159 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.159 of 2026 pending investigation on the file of the respondent

For Petitioner(s): Mr.Sathiyaraj E.

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 10.11.2026 for the alleged offence under Sections 296(b), 351(2) of BNS Act and Section 3(1) of TNPPDL Act in Crime No.159 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 and the co-accused, in an inebriated state, threw a hollow block stone at the meter box and the water tank installed for the mini tank from which the public drink water, damaging public property, and threatened the public. The incident was broadcast on Facebook, Instagram and TV news through reels and caused fear and panic among the public. Hence the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been charged for the aforesaid offences and remanded to judicial custody on 10.11.2026. The learned counsel appearing for the petitioner further submitted that the petitioner has been falsely implicated in the present case and that he has not committed any offence as alleged by the prosecution. . 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 property has been recovered. He further submitted that the petitioner has no criminal antecedents, 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 property has been recovered and taking into account his lack of criminal antecedents coupled the period of incarceration already undergone, 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 Judicial Magistrate, Chengam, Tiruvannamalai 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 twice daily at 10.30 a.m., and 5.30 p.m., for a period of 15 days and thereafter as and when required for interrogation;**
>
> **[c] the petitioner shall file an affidavit of undertaking before the learned Magistrate that he will not indulge in similar activities in future. If any such complaint or any case is registered against the petitioner, the bail granted to the petitioner shall automatically cancelled and the respondent police shall be at liberty to take him into the**

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custody.

[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.

20-11-2026

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 Judicial Magistrate, Chengam,
Tiruvannamalai District.

2. The Inspector of Police
Melchengam Police Station,
Tiruvannamalai 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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