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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 34546 of 2026

CNR: {HCMA012826002026}

1. Vijay Ambalal Soni

2. Pradipkumar Chimanlal Soni

Case QR

..Petitioner(s)

Vs

The State rep by the Inspector of Police
Bazaar Police Station,
Coimbatore City,
Coimbatore.
Crime No.150/2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection with the Crime No.150 of 2026 on the file of the respondent

For Petitioner(s): Mr.S.Deivasigamani

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

ORDER

The petitioners, who were arrested and remanded to judicial custody on 03.07.2026 for the alleged offences punishable under Sections 316(2) and 318(4) of the Bharatiya Nyaya Sanhita, 2023, in Crime No.150 of 2026 on the file of the respondent police, seek bail.

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2.It is a case of cheating jewellers of their gold. The petitioners are arrayed as A1 and A2. According to the prosecution, the petitioners, who hail from Gujarat, took 2089.620 grams of 91.6 gold jewels from the defacto complainant on the promise of returning 99.9% pure gold, and subsequently failed to return the same. It is further alleged that they collected gold, silver, and a sum of Rs.10,00,000/- from several other jewellers in a similar manner, and only a portion of the jewels was recovered. The 3rd accused is still absconding. Hence, the present case came to be registered.

3.The learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He further submits that the investigation has already been completed, the charge sheet has been filed, and the petitioners have been languishing in judicial custody since 03.07.2026. Hence, he prayed for the grant of bail to the petitioners.

4.Per contra, the learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that the investigation has been completed, the charge sheet has been filed, and the same has been taken cognizance of in C.C.No.3397 of 2026, which stands posted before the Trial Court on 28.11.2026 for the appearance of the accused on summons. He further submitted that the alleged gold jewels have

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already been recovered and pointed out that the petitioners belong to Rajasthan.

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

6.Considering the facts and circumstances of the case, the submissions made on either side, the fact that the investigation is completed and the case has been taken on file in C.C.No.3397 of 2026, and also considering the period of incarceration suffered by the petitioners since 03.07.2026, this Court is inclined to enlarge the petitioners on bail, subject to certain conditions.

7.Accordingly, the petitioners are ordered to be released on bail on each of them executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties (one blood surety and one local surety), each for a like sum to the satisfaction of the **learned Judicial Magistrate No.V, Coimbatore**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Suretyship [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;

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[b] the petitioners shall appear before the Trial Court **daily at 10.30 a.m. for a period of thirty (30) days** and thereafter on all hearing dates without fail;

[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners 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 petitioners in accordance with law as if the aforementioned conditions have been imposed and the petitioners 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 abscond, 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, No.5, Coimbatore.

2.The Inspector of Police
Bazaar Police Station,
Coimbatore City,
Coimbatore.

3.The Superintendent, Central Prison, Coimbatore.

4.The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

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