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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28-10-2026

CORAM

THE HON'BLE MR. JUSTICE K.MURALI SHANKAR

CRL OP(MD) No. 24173 of 2026

CNR:{HCMD011531522026}

Suresh
S/o. Murugan,
manjalaru Anai,
Devathanapatti,
Theni District.

..Petitioner/
4th Accused

Vs

State Of Tamilnadu Rep By
The Inspector Of Police,
Pattiveeranpatti Police Station,
Dindigul District.
Crime No. 256 of 2026.

..Respondent/
Complainant

PETITION FOR BAIL Under Section 483 BNSS.

Prayer : For Bail in Crime No.256 of 2026 on the file of the Respondent Police.

For Petitioner(s) :Mr.S.Muniyandi,
Advocate

For Respondent(s) :Mr.C.Susikumar,
Government Advocate (Crl. Side)

ORDER

The petitioner / fourth accused, who was arrested and remanded to judicial custody on 25.09.2026 for the offences punishable under Sections

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61(2), 126(2), 316(2), 318(4), 351(2) BNS, in Crime No.256 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the first accused and the defacto complainant were known to each other, that the first accused introduced the second accused to the defacto complainant, that the second accused allegedly induced the defacto complainant by representing that he possessed an antique gold plate worth approximately Rs.50 lakhs and upon purchasing the same, it could be resold at a higher price, that the first accused also allegedly induced the defacto complainant to purchase the gold plate, pursuant to which the defacto complainant paid Rs.48 lakhs to the first accused, who, in turn, handed over the amount to the second accused, that thereafter, they proceeded to Manjalaru Dam, where the accused 3, 5 and 6 were present, that after obtaining the gold plate, while the defacto complainant was travelling along with the petitioner and the accused 1 and 2 in a car, the accused 7 and 8, who were police officials, allegedly intercepted the vehicle as a vehicle check up at the instance of the accused 2 and 5, took away the gold plate and thereby, they cheated the defacto complainant and that when the defacto complainant questioned their conduct, they allegedly threatened him. Hence, the complaint.

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3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any person as alleged by the prosecution. He would further submit that the petitioner is in judicial custody from 25.09.2026.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that there are totally 8 accused and the petitioner is arrayed as fourth accused, that out of the said cheated amount of Rs.48 lakhs, the petitioner received a sum of Rs.6 lakhs from the accused 1 and 2 and that the respondent police has already recovered Rs.4 lakhs from the petitioner. He would further submit that the petitioner is not having any previous cases.

5. The learned counsel appearing for the petitioner would submit that the petitioner undertakes to deposit the remaining amount of Rs.2,00,000/- as stated by the prosecution, without prejudice to his defence and he has also filed an undertaking affidavit sworn by the petitioner in this regard.

6. Considering the above facts and circumstances and taking note of the undertaking affidavit filed by the petitioner and also the facts that

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the petitioner is in judicial custody from 25.09.2026 and that the petitioner is not having any previous cases, this Court is inclined to grant bail to the petitioner subject to the following 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 Judicial Magistrate, Nilakottai, Dindigul District, and on further conditions that:

a) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate / concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;

b) at the time of executing sureties, the petitioner shall deposit a sum of **Rs.2,00,000/- (Rupees Two Lakhs only)** to the credit of Crime No.256 of 2026 on the file of the respondent police before the learned Judicial Magistrate, Nilakottai, Dindigul District, without prejudice to his rights and contentions before the trial Court and the same can be disbursed depending upon the outcome of the trial;

c) the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of one month and thereafter as and when

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required for interrogation;

d) the petitioner shall not tamper with the evidence or witness either during investigation or trial;

e) the petitioner shall not abscond either during investigation or trial;

f) On breach of any of the aforesaid conditions, the learned Magistrate / Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner is 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)AIR SCW 5560];***

g) If the accused thereafter abscond, a fresh FIR can be registered under Section 269 BNS, 2023.

28-10-2026

CSM

To

1. The Judicial Magistrate, Nilakottai, Dindigul District.
2. Do through the Chief Judicial Magistrate, Dindigul.
3. The Officer-in-Charge, District Prison, Dindigul.
4. The Inspector Of Police, Pattiveeranpatti Police Station, Dindigul District.
5. The Additional Public Prosecutor
   Madurai Bench of Madras High Court
   Madurai

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K.MURALI SHANKAR, J.

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