

IN THE COURT OF THE JUDICIAL MAGISTRATE No.I POONAMALLEE
Present: Tmt.M.AMUDHA, B.A.,B.L.,(Hons.),L.L.M.,
Judicial Magistrate No.I Poonamallee

Cr.M.P.No.808/2026

Monday, the 27th day of April 2026

Sureshkumar, Age-39,
S/o.Rajan

-Petitioner /Accused

-Versus-

State Represented by
Inspector of Police,
CCD – I Avadi Police Station,
Crime No.2/2026
U/s. 318(4) BNS, 66D, IT Act

... Respondent/Complainant.

This petition came up before me for final hearing on this day in the presence of Thiru.R.Loganathan, S.Poovarasana, Advocate for the Petitioner/Accused and records perused, this court delivers the following:

ORDER

1. This Petition is filed under Section 187(3) of BNSS to enlarge the accused on statutory bail.
2. The Learned Counsel for the Petitioner/Accused filed application on behalf of the Petitioner/Accused stating that the Petitioner/Accused is in judicial custody for the past 61 days since 23.02.2026 for offences U/s 318(4) BNS, 66D, IT Act. Hence prayed for release on mandatory bail, by invoking Section 187(3) of BNSS, Since the prosecution has failed to file charge sheet within the stipulated time.
3. As per section 187(3) of BNSS when the offence is punishable with less than 7 years of imprisonment the period that can be taken for completion of investigation shall be to a maximum of 60 days. Therefore the investigation agency shall file the final report within 61 days time and the non-filing of final report within such time entitles the accused in Judicial Custody to be enlarged on bail. In the present case, prosecution contended that investigation is pending against the accused, but the

statutory period has expired in this case. The final report has not been filed so far. Hence this court is inclined to enlarge the petitioner on bail since default bail is an indefeasible right of the Petitioner/Accused.

4. In the result, the petitioner are enlarged on bail with the condition that the petitioners shall execute bond for a sum of Rs.10,000/- with a mandate to abide by the conditions of bail as imposed hereunder.

- a) The petitioner shall execute personal bonds for a sum of Rs.10,000/- each with Two Solvent sureties of which one surety shall be blood surety for the like sum each.
- b) The petitioner shall appear and sign before the Police Station every day at 10.00 A.M for a period of 30 days.
- c) The petitioner shall not tamper or threaten the witnesses or impede with the process of Investigation.
- d) The petitioner shall Co-operate with investigation officer for the purpose of investigation as and when called for.
- e) The Petitioner/Accused shall abide by the conditions as above without any default. In case of any deviation, the prosecution may apply for cancellation of bail.
- f) The Petitioner/Accused shall appear before this court on the receipt of summons from this court failing which the petitioner may be proceeded against as per Sec 269 BNS.
- g) Accordingly the bail is granted.

Pronounced by me in the Open Court on 27th day of April 2026.

Judicial Magistrate No.I
Poonamallee