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Crl.OP.No.655 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.01.2026

CORAM

THE HONOURABLE MR JUSTICE K.RAJASEKAR

Crl.O.P.No.655 of 2026

C.Manoj Tak

... Petitioner

Vs.

State of Tamilnadu
Rep by Inspector of Police,
T-14, Pallikaranai,
Traffic Investigation Wing,
Chennai.

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, to enlarge the petitioner on bail in the event of his
arrest in Cr.No.583 of 2025 on the file of the respondent police.

For Petitioner	: Mr.T.Gowtham, Senior Advocate, for Mr.B.Pachaiyappan
For Respondent	: Ms.J.R.Archana Government Advocate (Crl. Side)

ORDER

The petitioner, who apprehends arrest for the alleged offence under
Sections 281, 125(b) and 106(1) of BNS @ 281 and 105 of BNS r/w
Section 196 of Motor Vehicles Act, in Cr.No.583 of 2025 on the file of the
respondent police, seeks anticipatory bail.

1/5



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2. The allegation against the petitioner is that he drove the two wheeler in a rash and negligent manner in the public and hit on the defacto complainant and caused severe injuries on his head and subsequently died after two days and hence, the case was altered into Sections 281, 105 of BNS r/w Section 196 of Motor Vehicles Act. Hence, the case has been registered.

3. Earlier, this Court dismissed the petitioner's anticipatory bail petition on 24.09.2025 in Crl.OP.No.26274 of 2025 and it is the successive bail petition.

4. The learned counsel for the petitioner submitted that the allegations against the petitioner is that the petitioner had driven the vehicle in a rash and negligent manner. Earlier, anticipatory bail was dismissed by this Court in the month of September 2025 and for the past four months, the respondent has not taken any steps to secure the accused persons for the purpose of investigation. He further submitted that major part of the investigation has been concluded and the petitioner is not having any previous case. Hence, he prayed for the grant of anticipatory bail to the petitioner.

5. Earlier, this Court had considered the submissions and dismissed the petitioner's anticipatory bail petition on the ground that the petitioner

2/5



does not insure the vehicle, which involved in the accident.

6. Considering the fact that earlier anticipatory bail was dismissed in the month of September 2025 and considering the facts and circumstances of the case and the allegations levelled against the petitioner, I am inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance within a period of fifteen (15) days from the date on which the order copy made, before the learned **Judicial Magistrate-II, Alandur** on condition that the petitioner shall execute a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with two **sureties** each for a like sum to the satisfaction learned Magistrate concerned, and on further condition that:

(a) If the petitioner fails to surrender before the concerned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) 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 identify proofs to ensure their identity;



(c) The petitioner shall report before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation;

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]*;

(e) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

29.01.2026

Vv

To

1. The **Judicial Magistrate-II, Alandur**
2. The Inspector of Police,
T-14, Pallikaranai,
Traffic Investigation Wing,
Chennai.
3. The Public Prosecutor
High Court of Madras, Chennai 600 104.



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K.RAJASEKAR, J.

Vv

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