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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.01.2026

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.630 of 2026

Sasikumar @ Gowtham

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Arakkonam Town Police Station,
Arakkonam, Ranipet District.
(Crime No.348 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, 2023, to enlarge the petitioner on bail in Crime No.348 of 2025 on the file of the respondent police.

For Petitioner : Mr.G.Ashokkumar

For Respondent : Mr.A.Gopinath
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 20.05.2025, for the alleged offence punishable under Sections 191(2), 191(3), 329(4), 296(b), 115(2), 118(1), 109(1), 309(5), 351(3) of BNS Act, 2023 in Crime No.348 of 2025 on the file of the respondent police seeks bail.



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2. The allegation against the petitioner is that while he was in prison, due to previous enmity, he instigated the other accused to attack the defacto complainant in this case. Accordingly, the other accused went to the place of occurrence and attacked the defacto complainant with a knife, causing severe injuries. Based on the confession statement of the arrested accused, the petitioner who was in prison was implicated in this case. Hence, Hence, a complaint was registered and the petitioner was arrested.

3.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has been falsely implicated in this case, since he has got some previous cases. He further submitted that based on the confession statement of the arrested accused, the petitioner was added as an accused in this case and that there is no other material to connect him with the alleged offence. Hence, he prayed to grant bail to the petitioner.

4.The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the petitioner has 26 previous cases and that the similarly placed co-accused/A1 was released on bail by this Court in Crl.OP.No.34987 of 2025 dated 19.12.2025. He further submitted that the investigation is completed and the final report filed and the same was taken on file in SC.No.125 of 2025. Hence, he opposed to grant bail to the petitioner.



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5. Heard both sides and perused the materials available on record including the First Information Report.

6. Admittedly, at the time of occurrence, the petitioner was in judicial custody. Except the confession of the arrested accused, no other material or document has been produced before this Court to substantiate the involvement of the petitioner in the alleged offence.

7. Considering the above facts and circumstances of the case, the submissions made by the learned counsel on either side, considering the period of his incarceration, investigation completed and the final report filed and case is pending for trial, the co-accused was released on bail by this Court in Crl.OP. No.34987 of 2025 dated 19.12.2025 and though it is stated that the petitioner is having previous cases, this this Court is inclined to grant bail to the petitioner with certain conditions.

8. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties each, for a like sum to the satisfaction of the learned **II Additional District and Sessions Court, Arakkonam, Ranipet District**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their



identity;

[b] the petitioner shall report before the concerned Court daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation.

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

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

[e] 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 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 6300];

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

12.01.2026

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.

To

1. The II Additional District and Sessions Court, Arakkonam, Ranipet District.
2. The Inspector of Police, Arakkonam Town Police Station, Arakkonam, Ranipet District.
3. The Superintendent, Central Prison, Vellore.
4. The Public Prosecutor, High Court, Madras.



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K. RAJASEKAR, J.

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