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Crl.O.P.No.2793 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.02.2026

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.27937 of 2026

Jayasuriya S/o.Gopi

... Petitioner/ Accused

Vs

The State rep. by,
The Inspector of Police,
Killai Police Station,
Cuddalore District.
(Crime No.173 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in Crime No.173 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr.R.Thamarai Selvan

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 30.12.2025, for the offences punishable under Sections 296(b), 118(1), 351(3) of BNS Act, 2023, and Section 75 of JJ Act and 4 of TNPHW Act, in Crime No.173 of 2025, registered on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the petitioner herein is the husband of the defacto complainant in this case and the petitioner is continuously harassing her and threatening her and demanded her to kill the female child born to them and therefore, she left the matrimonial home and lived separately. At that time, on the day of occurrence, the petitioner went to her residence and attacked her with a knife due to which, she sustained injury in her cheek and also attempted to murder here. Hence a case was registered by the respondent police.

3.The learned counsel appearing for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case and he is in judicial custody from 30.12.2025. He further submitted that the petitioner has no previous case, the incident was due to sudden wordy quarrel between them and the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, prays to grant bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent while opposing the bail to the petitioner, reiterated the prosecution case and submitted that the petitioner harassed and attacked the complainant, due to which, she sustained injuries and there is no previous



case pending against the petitioner and that the further investigation of this case is pending.

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5. I have considered the submissions made and perused the materials available on record which revealed that the petitioner attacked the complainant with knife which caused grievous injuries to her.

6. Considering the facts and circumstances of the case, the period of incarceration undergone by the Petitioner since 30.12.2025 and there is no previous case pending against the petitioner and the injured got discharged from the hospital, I am inclined to grant bail to the petitioner herein with certain conditions.

7. 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 Judicial Magistrate No.I, Chidambaram**, and on further conditions that:

[a] 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 the



identity proofs to ensure their identity;

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[b] the petitioner shall stay at Chennai and shall report before the Adyar Police Station, daily at 10:30 a.m., for a period of four weeks and thereafter, as and when required for interrogation;

[c] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283];**

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

06.02.2026

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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.



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K. RAJASEKAR, J.

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To

1. The Judicial Magistrate No.I,
Chidambaram.
2. The Inspector of Police,
Killai Police Station,
Cuddalore District.
(Crime No.173 of 2025)
3. The Superintendent,
Sub Jail, Chidambaram.
4. The Public Prosecutor,
High Court of Madras.

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