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Crl.O.P.No.5870 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.03.2026

CORAM

THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

Crl.O.P.No.5870 of 2026

Vinoth Kanna

... Petitioner/A2

Vs.

The State, rep. by its
The Inspector of Police,
H-8, Thiruvotiyur Police Station,
Chennai – 600 019.
(Crime No.74 of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event of arrest pending investigation in Crime No.74 of 2026 on the file of the respondent police.

For Petitioner : M/s.M.A.Praveena
For Respondent : Mr.P.Dhileepan
Government Advocate (Crl. Side)

ORDER

The petitioner, who apprehends arrest for the alleged offence **under Sections 126(2), 296(b), 115(2), 118(1) and 351(3) of BNS, 2023 in Crime No.74 of 2026**, on the file of the respondent police seeks anticipatory bail.

2. The allegation against the petitioner is that the defacto complainant



and the petitioner are friends and in pursuance of wordy quarrel, the petitioner had assaulted the defacto complainant with wooden log and thereby the defacto complainant sustained injury. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has not committed any such offence as alleged by the defacto complainant and he has been falsely implicated in this case. He would further submit that the co-accused has already been enlarged on bail and that he is ready to abide by any stringent condition that may be imposed by this Court and ready to co-operate with the investigation. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that the injured has been discharged from the hospital on the very same day. Though, the learned Government Advocate (Crl.Side) opposed to grant anticipatory bail to the petitioner would fairly contend that the co-accused has already been released on bail.

5. Heard the submissions made by the learned counsel on either side and also perused the materials available on record.



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6. In view of the above factual position, this Court is of the firm view that the petitioner may be enlarged on anticipatory bail with stringent conditions.

7. Accordingly, the petitioner is ordered to be released on anticipatory 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 ready, before **the learned XVI Metropolitan Magistrate, George Town, Chennai**, 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 of the learned Magistrate concerned, and on further conditions:

(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;

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(c) The petitioner shall sign before the respondent



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police daily at 10.30 a.m., until further orders; and that no relaxation petition will be entertained within a period of 30 days from the date of comply with the condition.

(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 petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

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To:

- 1.The XVII Metropolitan Magistrate, George Town, Chennai.
- 2.The Inspector of Police, H-8, Thiruvotiyur Police Station, Chennai – 600 019.
- 3.The Public Prosecutor, High Court of Madras.

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