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CRL OP No. 6954 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-03-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 6954 of 2026

Aravind @ Appu

..Petitioner

Vs

State Rep by:-

The Inspector of Police
Banavaram Police Station,
Ranipet District.
Crime No. 179 of 2025.

..Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/accused No.4 on bail in S.C.No.04 of 2026 on the file of the II Additional District Judge, Arakkonam.

For Petitioner:

Mr.G.Pavendhan

For Respondent:

Mr.S.Vinoth Kumar,
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 26.06.2025 for the alleged offences under Sections 126(2), 296(b), 103(1), 61(2), 49 of the Bharatiya Nyaya Sanhita, 2023, in Crime No.179 of 2025 on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the defacto complainant's husband was attacked by unidentified persons on 21.06.2025 at about 4.00 p.m. while he was near Thanikachalam Brick Kiln and he died on the spot due to injuries caused by deadly weapons. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case. It is further submitted that the petitioner was arrested and remanded to judicial custody on 26.06.2025 and he has been in incarceration for nearly 250 days. The learned counsel would also submit that though earlier bail petitions were dismissed, the present petition is filed due to change in circumstances, as the final report has been filed. Hence, he seeks bail. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent strongly opposed the bail stating that there are totally seven accused in this case and the petitioner is also involved in the murder. It is submitted that the offence is serious in nature. However, it is fairly submitted that the petitioner has no previous criminal case.

5. I have given anxious consideration to the submissions made by the learned counsel on either side.



6. From the submission of the learned counsel on either side, it appears that the petitioner has been in incarceration since 26.06.2025 and it is also seen that the petitioner has no previous case against him. Further, the investigation has been completed and the case has been taken on file as S.C.No.4 of 2026 on the file of the learned II Additional District Court, Arakkonam. In view of the subsequent developments, no further custodial interrogation of the petitioner is required. In such circumstances, this Court is inclined to enlarge the petitioner on bail, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (Rupees Twenty-Five Thousand only), with two sureties for a like sum each to the satisfaction of the **learned Judicial Magistrate, Sholinghur** and subject to the following conditions:

[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;

[b] **the petitioner shall report before the Trial Court concerned daily at 10.30 a.m. until further orders;**

[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 aforementioned conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions had been imposed and the petitioners released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in ***P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]***;

[f] if the petitioner thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

17-03-2026

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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.

To

1. The Judicial Magistrate, Sholinghur.
2. Central Prison, Vellore.
3. The Inspector of Police, Banavaram Police Station, Ranipet District.
4. The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN, J.

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