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CRL OP No. 12132 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13-05-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 12132 of 2026

Yuvaraj
S/o.Devendran,
D.No.113/1, Athithiravidar Street,
Nadavalur Post,
Salem District

..Petitioner(s)

Vs

State rep by the Inspector of Police
Gangavalli Police Station,
Salem District-
Cr.No.115/2026

..Respondent(s)

CRL OP No. 12132 of 2026

Criminal Original Petition is filed under Section 483 of BNSS to enlarge the petitioner on bail in Cr.No.115 of 2026 on the file of the Gangavalli Police Station, Salem.

For Petitioner(s): Mr.T.Ganesan

For Respondent(s): Mr.R.Vinothraja, Government Advocate
(Crl.Side)

Order

The petitioner/Accused, who was arrested and remanded to judicial custody on 25.04.2026 for the offences punishable under Sections 296(b), 115(2), 118(1) and 109(1) of BNS Act, 2023 (294(b), 323, 324 and 307 IPC) in



Cr. No.115 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that on 13.04.2026 at about 12.00 hours, the defacto complainant, along with one Manikandan, and Mayakannan were going to Aanaiyampatti wine shop to consume liquor. The petitioner / accused was drinking nearby and began using filthy words towards Mayakannan. When the defacto complainant questioned the same, the petitioner / accused started using filthy words towards the complainant and assaulted him with a bottle on his head and neck. When the said Mayakannan intervened, the petitioner also assaulted him and thereby they sustained injuries. Hence the case.

3. The learned counsel for the petitioner would contend that the petitioner has been falsely implicated in this case. The petitioner is an innocent and he is nothing to do with the alleged offences. The earlier bail application filed by the petitioner before the Trial Court was dismissed. He is in judicial custody from 25.04.2026. Therefore prayed to grant bail to the petitioner.

4. The learned Government Advocate (Criminal Side) would submit that the petitioner assaulted the defacto complainant and his companion. Due to which, they sustained injuries. Based on the complaint given by the defacto complainant, the case was registered against the petitioner. It is also submitted that the injured persons have discharged from the hospital. However, he strongly opposed to grant bail to the petitioner.



5. Heard both sides and perused the materials available on record.

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6. Considering the rival submissions made on either side, considering the nature of offences, considering the fact that the petitioner is in judicial custody from 25.04.2026, and the injured have already been discharged from hospital and there is also a case in counter, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate - II, Attur and on further conditions that:

[b] the petitioner shall report before the respondent Police, daily at 10.00 a.m. until further orders;

[c] the petitioner shall not commit any offence similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

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

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence;



[f] On breach of any of the aforesaid conditions, the learned Judicial 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 5560].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.2023.

13-05-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

SK

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 Inspector of Police
Gangavalli Police Station,
Salem District-

2.The Judicial Magistrate No.2, Attur.

3.The Superintendent of Prison,
Central Prison, Salem.



4. The Public Prosecutor,
Madras High Court.

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P.DHANABAL J.

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