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CrI.O.P.No.13264 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.05.2026

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THE HON'BLE MR.JUSTICE R.SAKTHIVEL

CrI.O.P.No.13264 of 2026

Monish.K

S/o. Late Kasinathan

... Petitioner/Accused-3

Vs.

The State represented by,
The Inspector of Police(L &O)
D-3, Ice House Police Station,
Chennai.

... Respondent /Complainant

PRAYER:- Criminal Original Petition filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 praying to enlarge the petitioner on bail in Crime No.111 of 2026 on the file of the Inspector of Police, D-3 Ice House Police Station, Chennai.

For Petitioners : Mr.Mohan Raj Chandra Sekaran

For Respondent : Mr.L.Baskaran
Government Advocate (Criminal Side)

ORDER

This Criminal Original Petition has been filed by the petitioner on 18.05.2026 under Section 483 of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, praying to grant bail.



Crl.O.P.No.13264 of 2026

WEB COPY

2. The petitioner/Accused-3, was arrested and remanded to judicial custody on 27.04.2026 for the alleged offences punishable under Sections 126(2), 296(b), 115(2), 118(1), 125, 109(1) and 351(3) of BNS, 2023, in Crime No. 111 of 2026 on the file of the respondent-police.

3. The case of the prosecution is that on 26.04.2026 at around 4.15pm, there was a wordy quarrel between the defacto complainant and the accused persons due to which, the petitioner/A3 along with other accused attacked the de-facto complainant with knife and caused severe injuries on his waist, ribs and right hand. Based on this, the present complaint was lodged and the aforesaid case has been registered.

4. Mr.Mohan Raj Chandra Sekaran, learned counsel for the petitioner, submits that the petitioner is innocent and has not committed any offence as alleged by the prosecution. He further submits that he is in judicial custody since 27.04.2026. He also submits that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. He, therefore, prays for the grant of bail to the petitioner.



Crl.O.P.No.13264 of 2026

5. *Per contra*, Mr.L.Baskaran, learned Government Advocate (Criminal Side) appearing for the respondent-police submits that there are totally three accused in this case and the petitioner is arrayed as A3. He also submits that the petitioner along with other accused persons attacked the defacto complainant and the injury is simple in nature. He also submits that Accused-1 in this case was already enlarged on bail. He further submits that no previous case is pending against the petitioner. However, he opposes the grant of bail to the petitioner and accordingly, he prays for the dismissal of the petition.

6. Heard on both sides. This Court has perused all the materials available on record.

7. The petitioner was arrested on 27.04.2026. Considering the facts and cumulative circumstances of the case, the offences alleged against the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

- (i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty Five Thousand only) along with two sureties each for a like sum of Rs.25,000/- (Rupees Twenty Five Thousand only) to the satisfaction of the learned II Metropolitan Magistrate, Egmore,



Crl.O.P.No.13264 of 2026

Chennai.

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(ii) The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned II Metropolitan Magistrate, Egmore, Chennai shall obtain a copy of any one of their identity proofs to ensure their identity

(iii) The petitioner shall appear and sign before the respondent police daily at 10.30 a.m., until further orders.

(iv) The petitioner shall furnish his residential address and mobile numbers to the learned II Metropolitan Magistrate, Egmore, Chennai.

(v) The petitioner shall attend in accordance with the conditions of the bond to be executed under Chapter XXXV of BNS, 2023.

(vi) The petitioner shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected.

(vii) 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 them from disclosing such facts to the Court or to any police officer or tamper with the evidence.

(viii) The petitioner shall also not directly or indirectly, cause any threat to the defacto complainant, victims, and witnesses.

(ix) The petitioner shall not enter into the *de facto* complainant's house or his work place.



Crl.O.P.No.13264 of 2026

WEB COPY

(x) The petitioner shall not try to contact the *de facto* complainant, victims, and witnesses either directly or through any electronic mode.

(xi) On breach of any of the aforementioned conditions, the learned II Metropolitan Magistrate, Egmore, Chennai, or Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions are imposed by them as laid down by the Hon'ble Supreme Court in ***P.K. Shaji vs. State of Kerala*** [(2005) 13 SCC 283].

8. Accordingly, this Criminal Original Petition is allowed subject to the conditions stated *supra*.

20.05.2026

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Note:

1. Registry is directed to forthwith upload this order on the Official Website of this Court.

2. All concerned to act on this order being uploaded on Official Website of this Court without insisting on certified hard copies. To be noted, this order, when uploaded on the official website of this Court, will be watermarked and will also have a QR code.



Crl.O.P.No.13264 of 2026

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To

1. The II Metropolitan Magistrate, Egmore, Chennai
2. The Superintendent of Prisons,
Central Prison, Puzhal, Chennai
3. The Inspector of Police(L &O)
D-3, Ice House Police Station,
Chennai.
4. The Public Prosecutor,
Madras High Court.



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Crl.O.P.No.13264 of 2026

R.SAKTHIVEL,J

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Order made in
Crl.O.P.No.13264 of 2026

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