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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30742 of 2026

CNR: {HCMA012561772026}

Sekar
S/o Raju,
30, Taluka Police Station Road,
Dadagapatti, Salem.

..Petitioner(s)

Vs

The State rep by the Inspector of Police
E1, Singanallur Police Station,
Coimbatore, Tamilnadu.
Crime No.343 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/2nd Accused in Crime No.343 of 2026 on bail.

For Petitioner(s): Mr.E.M.Sajith

For Respondent(s): Mr.M.M.I. Khaleel
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 28.08.2026 for the alleged offence under Sections 296(b), 115(2), 121(2), 109(1), 351(3) of BNS, 2023 in Crime No.343 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that, on 27.08.2026 while the defacto complainant, a Special Sub Inspector of Police, was on check-post duty, the petitioner along with other accused were travelling in a car, allegedly failed to stop for checking and engaged in a quarrel with the police. It is further alleged that A1 punched the defacto complainant on his face, causing blood injuries, while A2 assaulted him on his chest. Both the accused allegedly intimidated the defacto complainant and obstructed him from discharging his official duty. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an employee of the first accused. He further submitted that the petitioner is innocent and that he has been falsely implicated in the present case and that he has not committed any offence as alleged by the prosecution. He further submitted that there is no specific overt act is attributed against the petitioner. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the Petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the petitioner is arrayed as A2 in this case. He further submitted that in the alleged occurrence, the petitioner assaulted the defacto complainant

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using hand in chest. He was admitted in the hospital and later he was discharged from the hospital on the same day. Hence, he opposed to grant bail to the petitioner.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.

6. Considering the nature of the allegations, the fact that the injured was discharged from the hospital and that the period of incarceration already undergone, 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 to the satisfaction of the **learned Judicial Magistrate Court No.3, Coimbatore,** 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;
>
> [b] **the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;**

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[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 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];**

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

23-10-2026

DRL

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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To

1. The Judicial Magistrate Court No.3,
Coimbatore.

2. The Inspector of Police
E1, Singanallur Police Station,
Coimbatore, Tamilnadu.

3.The Superintendent, Central Prison,
Coimbatore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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