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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. 30957 of 2026

CNR: {HCMA012567232026}

E.Robert Kennedy
S/o Emanuvel,
No.68, 4th Cross Street, Jothi Ammal Nagar,
East Club road, Shenoy Nagar,
Chennai

..Petitioner(s)

Vs

State rep by The Inspector of Police
K-2, Ayanavaram Police Station,
Chennai – 600 023.
Crime No.249 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection with the case in Crime No.249 of 2026 on the file of the respondent police and thus render Justice.

For Petitioner(s): Mr.S.V.Karthikeyan

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 22.09.2026 for the alleged offence under Section 194 of BNSS, 2023 altered under Section 49 r/w 108 of BNS, in Crime No.249 of 2026 on the file of the respondent, seeks bail.

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2. The case of the prosecution is that the petitioner and another accused allegedly abused and harassed the defacto complainant's mother due to disputes arising out of their relationship, following which she committed suicide. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He further submitted that there are no specific materials to establish that the petitioner intentionally abetted the deceased to commit suicide. He further submitted that the co-accused has already been granted bail by this Court in Crl.OP.No.29741 of 2026 dated 15.10.2026. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Crl.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 the deceased was allegedly in a relationship with the petitioner and another accused and that, due to disputes arising therefrom, they abused her, following which she committed suicide. He further submitted that the petitioner has no criminal antecedents. Hence, he opposed to grant bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned

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Government Advocate (Crl.Side) and also perused the materials available on record.

6. This is a case of suicide. The prosecution case is that the deceased was a married woman, though deserted by her husband, and that she had an illicit relationship with the first accused even prior to her marriage and thereafter, while simultaneously having a relationship with the second accused. It is alleged that the first and second accused joined together questioned the deceased about her misbehaviour, and that, the deceased committed suicide. The Petitioner was arrested on 22.09.2026. Considering the nature of the allegations, the period of incarceration of the petitioner, the fact that the co-accused has already been granted bail by this Court and that the petitioner has no criminal antecedents, 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 V Metropolitan Magistrate, Egmore, Chennai,** 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

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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;

[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 V Metropolitan Magistrate,
Egmore, Chennai.

2. The Inspector of Police
K-2, Ayanavaram Police Station,
Chennai.

3.The Superintendent, Central Prison,
Puzhal, Chennai.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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