WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30966 of 2026

CNR: {HCMA012567542026}

K.Thamizhselvan
S/o Kumar J,
No.8/145, Ayothia Nagar,
Triplicane, Chennai.

..Petitioner(s)

Vs

The State Rep By, The Inspector of Police
D-5, Marina Police Station,
Chennai.
Crime No.241 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petition on bail in connection with Crime No.241 of 2026 on the file of Respondent Police.

For Petitioner(s): Mr.S.Elankumaran

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 21.08.2026 for the alleged offence under Sections 296(b), 109(1) and 351(2) of BNS @ under Sections 296(b), 103(1) of BNS, in Crime No. 241 of 2026 on the file of the respondent police, seeks bail.

https://www.mhc.tn.gov.in/judis

WEB COPY

2. The case of the prosecution is that the petitioner and the deceased are son and father. Due to quarrel between the petitioner and the deceased, the petitioner assaulted him brutally and later died. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the deceased is the father of the petitioner. He further submitted that the deceased used to humiliate the petitioner in front of others. Due to sudden provocation, there was a wordy quarrel, for which he assaulted the deceased. He further submitted that the petitioner is innocent and has been falsely implicated in this case and that he has not committed any offence as alleged by the prosecution. Hence, he prayed for the 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, under the influence of alcohol, attacked the deceased and after two days, the deceased died. He further submitted that the investigation is still pending. Hence, he opposed the grant of bail to the Petitioner.

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

https://www.mhc.tn.gov.in/judis

WEB COPY

6. Considering the nature of the allegations, the period of incarceration of the petitioner already undergone and the relationship between the parties, this Court is inclined to grant bail to the petitioner 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 each**, for a like sum to the satisfaction of the **learned II 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 slip [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;

[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

https://www.mhc.tn.gov.in/judis

WEB COPY

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.

To

1.The II Metropolitan Magistrate,
Egmore, Chennai.

2. The Inspector of Police
D-5, Marina Police Station,
Chennai.

3.The Superintendent,
Central Prison, Puzhal-II, Chennai -66.

4.The Public Prosecutor,
High Court, Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

N.RAMESH, J.

DRL

CRL OP No. 30966 of 2026

23-10-2026

https://www.mhc.tn.gov.in/judis