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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32259 of 2026

Sudharasan,
S/o.Rajasekaran,
No.117, Jothi Street,
Block-30, Kurijipadi Taluk,
Neyveli, Cuddalore-607 807. ...Petitioner/Accused-6

Vs

The State represented by
The Inspector of Police,
Neyveli Township Police Station,
Cuddalore. ...Respondent/Complainant
(Crime No.235 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/accused on bail in Crime No.235 of 2026 pending on the file of the Respondent Police.

For Petitioner(s): Mr.S.Suresh
for Mr.R.Ramamoorthy

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

O R D E R

The Petitioner, who was arrested and remanded to judicial custody on 20.08.2026 for the alleged offence under Sections 103(1), 109, 118(1), 126(2), 127(2), 191(2), 191(3), 296(b), 351(3) of BNS Act, 2023, in Crime No.235 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that on 16.08.2026, a gang clash occurred in broad daylight at Neyveli, Cuddalore District, wherein Naresh Kumar was brutally hacked to death near a TASMAC shop behind Neyveli Circle-II. The prosecution alleges that the occurrence was due to longstanding enmity between the deceased and the accused, which had continued for nearly eight years. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 20.08.2026. He also further submitted that the co-accused have already been released on bail by this Court in Crl.O.P.Nos.31805 and 31747 of 2026, dated 03.11.2026 and 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 there are totally 17 accused in this case and the petitioner herein is arrayed A6. He further submitted that the specific overt act against the petitioner is that he waylaid the deceased and also present in the said occurrence. However, he opposed the grant of bail to the petitioner.

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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 period of incarceration already undergone by the petitioner and the fact that the co-accused have already been released on bail, 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 him 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 Judicial Magistrate, Neyveli, Cuddalore District,** 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 twice daily at 10.30 a.m., and 5.30p.m., until further orders;**
>
> [c] the petitioner shall not abscond either during investigation or trial;

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[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 acc 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.

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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 Judicial Magistrate,
Neyveli, Cuddalore District.

2.The Inspector of Police,
Neyveli Township Police Station, Cuddalore.

3.The Superintendent,
Central Prison, Cuddalore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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