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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. 32374 of 2026

Kuppusamy,
S/o.Kali,
Kothanampatty,
Keelanur,
Chellampatty,
Harur Taluk,
Dharmapuri District. ...Petitioner/Single Accused

Vs

The State rep. by
The Inspector of Police,
Harur Police Station,
Dharmapuri District. ...Respondent/Complainant
(Crime No.379 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail concern in Crime No.379 of 2026 on the file of Inspector of Police, Harur Police Station, Dharmapuri District.

For Petitioner(s): Mr.M.Sivakumar
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 25.08.2026 for the alleged offence under Section 105 and 238 of BNS, in Crime No.379 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that the deceased died due to electrocution caused by an illegally erected electric fence in the accused's land. It is further alleged that the accused attempted to conceal the dead body by shifting it to another place. 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 25.08.2026. He also 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 deceased died due to electrocution caused by an illegally erected electric fence, which was installed without permission. 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.

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6. Considering the facts and circumstances of this case and the period of incarceration already undergone by the petitioner, 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 Court, Harur, Dharmapuri 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 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 acc with law as if the aforementioned conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial

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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 Court, Harur,
Dharmapuri District.

2.The Inspector of Police,
Harur Police Station,
Dharmapuri District.

3.The Superintendent,
District Jail, Dharmapuri.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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