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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32128 of 2026

CNR: {HCMA012607362026}

Sathish Kumar
S/o.Srinivasan,
No.1665, Ramachandrapuram,
Kattuganallur, Arni Taluk,
Ranipet District.

Case QR

..Petitioner(s)

Vs

The State rep by the Inspector of Police
Thimiri Police Station,
Ranipet District.
Crime No.246/2026.

..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 Crime No.246 of 2026 (on the file of the respondent police) and pass such further or other order as this Hon'ble Court deems fit and proper in the facts and the circumstances of the case

For Petitioner(s): Mr.Thirugnanam.S

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 17.09.2026 for the alleged offence under Sections 103(2), 126(2) @ 103(2), 126(2), 191(2), 191(3), 3(5), 61(2) of BNS, 2023 in Crime No.246 of 2026 on

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the file of the respondent police, seeks bail.

2. The case of the prosecution is that, due to an earlier parking area dispute between the first accused and the brother of the defacto complainant, the deceased was allegedly attacked by three unknown persons using a wooden log, causing severe injuries to his head, resulting in his death. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and 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 the petitioner is in judicial custody since 17.09.2026 and that he 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 due to a dispute over parking of a vehicle, a wordy quarrel arose, during which the petitioners A1 to A5 attacked the deceased with wooden log and caused severe injuries to his head, resulting in his death. The specific overt act attributed to the petitioner is that he accompanied the other accused during the occurrence. He further submitted that the investigation completed and the charge sheet filed and yet to be taken on file. However, he opposed the grant

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of bail to the Petitioner.

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

6. It is a case of murder. There are five accused in this case and the petitioner has been arrayed as A4. The allegation against the petitioner is that due to a dispute over parking of a vehicle, the petitioner along with other accused, attacked the deceased with a wooden log causing severe injuries to his head, resulting in his death. The learned counsel for the petitioner submitted that the petitioner's name does not find place in the FIR and that he was implicated based on the confession of the arrested accused. He also stated that A1 to A3 have already been detained under Goondas Act and that no specific overt act has been attributed to the petitioner except that he allegedly accompanied the other accused at the time of alleged occurrence. Considering the above facts and circumstances of the case, the period of incarceration of the petitioner and the fact that the investigation completed and the charge sheet filed, 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**

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only) with **two sureties each**, for a like sum to the satisfaction of the **learned District Munsif cum Judicial Magistrate No.I, Walajapet,** 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 5.30 p.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 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 District Munsif cum Judicial Magistrate No.I, Walajapet.

2. The Inspector of Police
Thimiri Police Station,
Ranipet District.

3.The Superintendent, Central Prison,
Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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