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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31747 of 2026

CNR: {HCMA012609052026}

1. Kumaran
   S/o Arumugam,
   813A, Middle Street,
   Pancharapalayam,
   Kurinjipadi Taluk, Cuddalore District.

Case QR

2. Anandharaj
   S/o Anandhan,
   680/2, East Street, Pancharapalayam,
   Kurinjipadi Taluk, Cuddalore District.

3. Tamizharasan
   S/o Anandhakumar,
   632/2, East Street, Pancharapalayam,
   Kurinjipadi Taluk, Cuddalore District.

..Petitioners

Vs

The State Rep. by, The Station House Officer
Neyveli Police Station,
Cuddalore District.
Crime No.235 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioners on bail in Cr.No.235 of 2026 on the file of Respondent Police Station and pass such further or other orders as this Honble Court.

For Petitioners: Mr.M.Ragul Kousik

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

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ORDER

The petitioners, who were arrested and remanded to judicial custody on 28.08.2026 for the alleged offences 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.

2. The case of the prosecution 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 and due to the injury the Naresh kumar died and thereby committed the alleged offence. Hence, the case.

3. The learned counsel for the petitioners submitted that the petitioners are innocence and they have been falsely implicated in this case and that they have not committed any offence as alleged by the prosecution. He further submitted that the co-accused have already been released on bail by this Court in Crl.OP.Nos.30082 & 30639 of 2026 dated 15.10.2026 & 26.10.2026 respectively. He further submitted that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for

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grant of bail to the petitioners.

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 petitioners herein are arrayed as A12, A13 and A14. He further submitted that the specific overt act against the petitioners is that they waylaid the deceased and they were also present in the said occurrence. However, he opposed the grant of bail to the petitioners.

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

6. On perusal of the FIR, it is seen that the petitoners names were not found place in the FIR. However, it is submitted by the learned counsel for the respondent that the petitioners were present in the said occurrence and waylaid the deceased. Except that, there are no specific overt act against the petitioners. Considering the nature of the allegations, the period of incarceration of the petitoners and that the petitioners are college going students and the fact that the co-accused have already been released on bail, this Court is inclined to enlarge the petitioners on bail subject to certain conditions.

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7. Accordingly, the petitioners are ordered to be released on bail on their executing a separate 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 District Munsif cum 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 petitioners shall report before the respondent police twice daily at 10.30 a.m., and 5.30 p.m., until further orders;

[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners 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 petitioners in accordance with law as if the aforementioned conditions have been imposed and the petitioners 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];**

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[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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 District Munsif cum Judicial Magistrate, Neyveli, Cuddalore District.

2. The Station House Officer
Neyveli Police Station,
Cuddalore District.

3. The Superintendent, Central Jail,
Cuddalore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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