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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. 32375 of 2026

Kolanji,
S/o.Ramasamy,
55, Middle Street, Kunnathur,
Ulundurpet Taluk,
Kallakurichi District-606102. ...Petitioner/Accused No.1

Vs

The state of Tamil Nadu,
Rep.by The Sub-Inspector of Police,
Kalamaruthur Police Station,
Kallakurichi. ...Respondent/Complainant
(Crime No.227 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail relating to Crime No.227 of 2026 on the file of the Inspector of Police, Kalamaruthur Police Station, Kallakurichi District.

For Petitioner(s): Mr.S.Nedunchezhiyan

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 09.09.2026 for the alleged offence under Section 296(b), 118(1), 351(3), 109 of BNS, in Crime No.227 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that, due to a matrimonial dispute between the petitioner and the daughter of the de-facto complainant, who was allegedly driven out of the matrimonial home. On 09.09.2026 at about 03.00a.m., the petitioner went to the de-facto complainant's house to enquire about his wife's whereabouts and, enraged by her reply, allegedly abused her in filthy language and assaulted her with a wooden plank, causing a fracture of the left temporal bone. 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 09.09.2026 and 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 investigation is pending and the allegations against the peitioner are serious in nature. He also further submitted that the injured has been discharged from the hospital. Hence, 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 facts and circumstances of the case, the period of custody undergone by the petitioner, and the injured has been discharged from the hospital, this Court is inclined to grant bail to the petitioner, subject to the following 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-II, Ulundurpet,** 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 05.30p.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;

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[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 Court-II,
Ulundurpet.

2.The Sub-Inspector of Police,
Kalamaruthur Police Station,
Kallakurichi.

3.The Superintendent,
Central Jail, Veedampatty,
Villupuram.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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