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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32107 of 2026

CNR: {HCMA012635082026}

Case QR

Sathishkumar
S/o.Venkatesh,
No.4/225, 2nd Street, Mathersha Thoppu,
Devalapuram, Ambur Taluk,
Tirupathur District.

..Petitioner(s)

Vs

The State rep by the Sub Inspector of Police
Omerabad Police Station,
Tirupathur District.
Crime No.113/2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail as against the case pending on the file of the respondent police in Crime No.113/2026.

For Petitioner(s): Mr.D.Thirumoorthy

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 05.04.2026 for the alleged offence under Sections 296(b) and 103(1) of BNS and Section 27(3) of Arms Act, 1959 @ 296(b), 103(1) and 249of BNS and Section 27(3) of Arms Act, 1959 in Crime No.113 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that, the petitioner along with other accused, murdered his father-in-law using a country made gun due to a family dispute. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in the present case and has not committed any offence as alleged by the prosecution. He further submitted that the petitioner was detained under Goondas Act, which was subsequently revoked by this Court in HCP.No.1695 of 2026 dated 09.10.2026. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the defacto complainant is the mother of the deceased and that the petitioner murdered his father-in-law using a country-made gun due to a family dispute. He further submitted that the petitioner has no previous case and that the investigation is completed and the charge sheet has been filed and taken on file in PRC.No.20 of 2026.

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

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6. It is a case of murder. The allegation against the petitioner is that he murdered his father-in-law using a country-made gun due to a family dispute. The investigation has been completed and the charge sheet has been filed. After his arrest, he was detained under Goondas Act, and later set side by this Court. Considering the nature of the allegations, the period of incarceration already undergone by 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 only)** with **two sureties each**, for a like sum to the satisfaction of the **learned District Munsif cum Judicial Magistrate, Ambur,** and on further conditions that:

> [a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety slip [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;

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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 accordance 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.

04-11-2026

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.

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To

1.The District Munsif cum Judicial Magistrate, Ambur.

2. The Sub Inspector of Police
Omerabad Police Station,
Tirupathur District.

3.The Superintendent, Central Prison,
Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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