WEB COPY

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. 32005 of 2026

CNR: {HCMA012639222026}

Case QR

Selvam
S/o Chellaiya,
Melatheru,
Inam Agaram,
Perambalur.

..Petitioner(s)

Vs

The State Rep By, The Inspector of Police
Sirupakkam Police Station,
Cuddalore District.
Crime NO.101 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner accused on bail in Crime No.101 of 2026 on the file of the Respondent Police, Sirupakkam Police Station, Cuddalore.

For Petitioner(s): Mr.T.Dharani

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 23.08.2026 for the alleged offence under Section 194 of BNSS @ Sections 296(b), 115(2), 238 and 103(1) of BNS, 2023 in Crime No.101 of 2026 on the file of the respondent police, seeks bail.

https://www.mhc.tn.gov.in/judis

WEB COPY

2. The case of the prosecution is that the deceased left his home on 11.08.2026 on his two-wheeler and failed to return. His vehicle was found near a well, from which his body was subsequently recovered. Based on his wife's complaint, a case was registered against the petitioner.

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 23.08.2026 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 there are totally three accused in this case and that the petitioner had been arrayed as A2. During the investigation, it was revealed that A1 and A3 were in an illicit relationship. When the deceased questioned them about the same, the petitioner along with A1 and A3, allegedly murdered him by consuming alcohol to the deceased and threw his body into the well, attempting to portray the incident as an accident. He further submitted that the investigation is still pending. However, he opposed the grant of bail to the Petitioner.

https://www.mhc.tn.gov.in/judis

WEB COPY

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. The allegation against the petitioner is that he, along with the other accused, made the deceased consume alcohol and, when the deceased questioned them about their illicit relationship, they murdered him and threw his body into a well. The petitioner was arrested on 23.08.2026 and the investigation is still pending. Considering the period of incarceration already undergone by the petitioner and the nature of the allegations levelled against the petitioner, 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 Judicial Magistrate No.I, Vridhachalam,** 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**

https://www.mhc.tn.gov.in/judis

WEB COPY

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 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.

https://www.mhc.tn.gov.in/judis

WEB COPY

To

1.The Judicial Magistrate No.I,
Vridhachalam.

2. The Inspector of Police
Sirupakkam Police Station,
Cuddalore.

3.The Superintendent, Central Prison,
Cuddalore.

4.The Public Prosecutor,
High Court, Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

N.RAMESH, J.

DRL

CRL OP No. 32005 of 2026

04-11-2026

https://www.mhc.tn.gov.in/judis