WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32608 of 2026

Hari Prasanth,
S/o.Moganavelan,
No.117/1, Pillaiyar Kovil Street,
Anaicut Taluk,
Vellore District,
Tamil Nadu. ...Petitioner/Accused

Vs

The State represented by
The Sub Inspector of Police,
Anaicut Police Station,
Vellore District,
Tamil Nadu. ...Respondent/Complainant
(Crime No.126 of 2026)

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.126 of 2026.

For Petitioner(s): Mr.M.S.Sriraam
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 22.10.2026 for the alleged offence under Sections 288 and 105 of the Bharatiya Nyaya Sanhita, 2023 r/w Sec 9(B)(1)(a) of the Explosives Act, 1884, dated 21.10.2026, in Crime No.126 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 proseuction is that, in brief, is that the de-facto complainant, who is the Village Administrative Officer, received information that a fire had broken out in a cracker godown at Anicut, in which two female workers had sustained serious burn injuries. On reaching the spot, he found that one of the workers had died on the spot, while the other had been taken to the hospital for treatment. 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 22.10.2026. He also further submitted that the petitioner 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 petitioner is the owner of the fireworks factory and that, due to his negligence in failing to provide adequate safety measures, proper fire-fighting equipment and necessary precautions, an explosion occurred, resulting in the death of one worker and grievious burn injuries to another. Hence, he strongly 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. Considering the facts and circumstances of this case and the period of incarceration already undergone by the petitioner, this Court is inclined to grant bail to the petitioner, subject to certain 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 III, Vellore** 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 daily at 10.30 a.m., for a period of 30 days and thereafter as and when required for interrogation;

[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

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

WEB COPY

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.

10-11-2026

nvi

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 III,
Vellore.

2.The Sub Inspector of Police,
Anaicut Police Station,
Vellore District,
Tamil Nadu.

3.The Superintendent,
Central Prison, Vellore.

4.The Public Prosecutor,
High Court, Madras.

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

WEB COPY

N.RAMESH, J.

nvi

CRL OP No. 32608 of 2026

10-11-2026

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