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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32876 of 2026

CNR: {HCMA012690272026}

Surya
S/o Ommurugan,
No.9, Mariyamman Kovil street, Kathazampattu,
Vellore Taluk, Vellore District.

Case QR

..Petitioner(s)

Vs

State rep by the Inspector of police
Thimiri Police Station,
Ranipet District.
Crime No.246 of 2026

..Respondent(s)

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.246 of 2026 on the file of the respondent police

For Petitioner(s): Mr.RAMAN P

For Respondent(s): MR.M.M.I.KHALEEL
GOVERNMENT ADVOCATE
(CRIMINAL SIDE)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 17.09.2026 for the alleged offence under Sections 103(1), 126(2) of BNS @ 103(2), 126(2), 191(2), 191(3), 3(5), 61(2) of BNS, in Crime No. 246 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that, due to an earlier parking area dispute between the first accused and the brother of the defacto complainant, the deceased was allegedly attacked by three unknown persons using a wooden log, causing severe injuries to his head, resulting in his death. Hence, the case.

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 17.09.2026 and that he is ready to abide by any stringent conditions that may be imposed by this Court. He further submitted that the co-accused has been released on bail by this Court in Crl.OP.No.32128 of 2026 dated 04.11.2026. 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 due to a dispute over parking of a vehicle, a wordy quarrel arose, during which the petitioners A1 to A6 attacked the deceased with wooden log and caused severe injuries to his head, resulting in his death. The specific overt act attributed to the petitioner is that he accompanied the other accused during the occurrence. He further submitted that the investigation completed and the

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charge sheet filed and yet to be taken on file. However, he opposed the grant of bail to the Petitioner.

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. There are six accused in this case and the petitioner has been arrayed as A4. The allegation against the petitioner is that due to a dispute over parking of a vehicle, the petitioner along with other accused, attacked the deceased with a wooden log causing severe injuries to his head, resulting in his death. The learned counsel for the petitioner submitted that the petitioner's name does not find place in the FIR and that he was implicated based on the confession of the arrested accused. He also stated that A1 to A4 have already been detained under Goondas Act. The specific overt act against the petitioner is that he engaged the other accused to commit the murder for money and received a commission of Rs.20,000/-. The investigation has been completed and the charge sheet is ready for filing. The co-accused has already been released on bail by this Court. Considering the above facts and circumstances of the case, the period of incarceration of 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.

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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 No.I, Walajapet, Ranipet 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 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;

[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];**

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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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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 No.I, Walajapet, Ranipet District.

2. The Inspector of Police
Thimiri Police Station,
Ranipet 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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