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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 34663 of 2026

CNR: {HCMA012709742026}

Abdul Basith Khan
S/o.Shajahan,
Muslim Street,
Mel Kavarappattu,
Panruti,
Cuddalore District.

Case QR

..Petitioner(s)

Vs

The State Rep by The Inspector of Police
Panruti Police Station,
Cuddalore District.
Crime No.421 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending investigation in Cr.No.421 of 2026 on the file of the Respondent Police.

For Petitioner(s): Mr.A.M.Rahamath Ali

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 17.09.2026 for the alleged offences punishable under Sections 191(2), 296(b), 115(2), 118(1), 103(1) of BNS, in Crime No. 421 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that, that there was previous enmity over a property dispute between the petitioners and accused persons. It is alleged that the deceased pacified them at silver beach Cuddalore. Thereafter, the petitioners / accused persons armed with iron rods and with bare hands, attacked Devananthan and Thirunavukarasu, A1 hit the deceased on his back with iron rod, A7 hit him on the left shoulder with the iron rod, A2 punched him on the chest, A4 hit him on the stomach with a wooden stick, and A5 punched him on his face. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case, and he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court, and hence, prayed for the grant of bail.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the petitioner is arrayed as A4. He further submitted that the investigation is still pending. Hence, he opposed the grant of bail to the petitioner.

5. I have given my anxious consideration to either side submissions and

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perused the materials available on record.

6. It is a case of murder in a clash between two groups. The petitioner is A4. According to the prosecution, two groups had a property dispute and quarreled during the idol immersion on 16.09.2026. It says that on the same day, the accused attacked two others belonging to the opposite group and also attacked the deceased with rods and sticks, when he tried to intervene, resulting in his death. The petitioner was arrested on 17.09.2026 and has been in judicial custody since then. The co-accused/A1, A2, A3 and A5 were already released on bail by this Court. Considering the above facts and circumstances of the case, the fact that the co-accused have already been released on bail 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 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, Panruti,** and on further conditions that:

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[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., 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];**

[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 No.I,
Panruti.

2. The Inspector of Police
Panruti Police Station,
Cuddalore District.

3.The Superintendent, Central Prison,
Cuddalore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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