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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33589 of 2026

Vasigaran,
S/o.Venkatesan,
No.112, Perumal Koil Street,
Chinna Nolambur,
Chennai-600 095. ...Petitioner/Accused-1

Vs

The State By,
The Inspector of Police,
Nolambur Police Station,
Chennai. ...Respondent/Complainant
(Crime No.344 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.344 of 2026 pending investigation on the file of Respondent Police.

For Petitioner(s): Mr.T.Arul
For Respondent(s): Mr.Durai Gunasekaran,
Govt.Advocate (Crl.Side)

O R D E R

The Petitioner, who was arrested and remanded to judicial custody on 06.09.2026 for the alleged offence under Section 109(1) of BNS altered to 103(1) of BNS, in Crime No.344 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that, on the date of occurrence, at about 09.15p.m., when the de-facto complainant was at his house, he received a phone call informing him that a wordy quarrel had arisen between the labourers at his construction site, where North Indian workers were employed, which resulted in assault. The petitoiner, along with the other accused, allegedly assaulted one of the workers with a wooden log, causing grievous injuries. The injured was admitted to the hospital and subsequently died. Initially, a case was registered under Section 109(1) of BNS, which was later altered to Section 103(1) of BNS. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 06.09.2026. 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, along with the other accused, had assaulted the deceased with a wooden log during a quarrel among the labourers, resulting in his death. He further submitted that the offence has been altered to Section

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103(1) of BNS, the petitioner was arrested on 06.09.2026, and the investigation is still pending. Hence, he strongly 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. Considering the nature of the allegations, the role attributed to the petitioner, the period of incarceration already undergone and the fact that the investigation is still pending, 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, Ambattur,** 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 05.30p.m., for a period of 30 days and thereafter as and when required for interrogation;**

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[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.

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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
Ambattur.
2.The Inspector of Police,
Nolambur Police Station,
Chennai.
3.The Superintendent,
Central Prison-II, Puzhal, Chennai.
4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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