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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 34057 of 2026

1.Sasikumar,
S/o.Sekar

2.Bharath,
S/o.Sekar

3.Nirmala,
W/o.Sekar ...Petitioners/Accused-1 to 3

Vs

The State by
The Inspector of Police,
Ambur Town Police Station,
Tirupathur District. ...Respondent/Complainant
(Crime No.345 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail as against the case pending on the file of the respondent police in Crime No.345 of 2026.

For Petitioner(s): Mr.D.Thirumoorthy
For Respondent(s): Mr.M.M.I.Khaleel,
Govt.Advocate (Crl.Side)

O R D E R

The Petitioners, who were arrested and remanded to judicial custody on 21.09.2026 for the alleged offence under Sections 296(b), 115(2), 103(1) and 329(4) of BNS Act, 2023, in Crime No.345 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that the petitioners and the de-facto complainant are close relatives and there had been previous enmity between the two parties. On 21.09.2026, the petitioners allegedly abused and assaulted the de-facto complainant's son at his residence. When the de-facto complainant intervened, the petitioners allegedly assaulted him jointly, as a result of which he came unconscious and subsequently died. Hence, the case.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and have been falsely implicated in this case. He further submitted that the petitioners have been in judicial custody since 21.09.2026. He also further submitted that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the Petitioners.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the petitioners A1 and A2 are brothers. Due to previous enmity, the petitioners attacked the de-facto complainant, pushed him to the ground and struck him on the chest. The de-facto complainant, aged 75 years, was taken to hospital and declared dead. Hence, he opposed the grant of bail to the petitioners.

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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 period of incarceration already undergone by the petitioners and the investigation is pending, this Court is inclined to grant bail to the petitioners, subject to certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail on their executing a bond for a sum of **Rs.25,000/-each (Rupees Twenty Five Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Judicial Magistrate Court, Ambur,** 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 petitioners shall report before the respondent police twice daily at 10.30 a.m., and 5.30p.m., until further orders;

[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners shall not tamper with the evidence or witness either during investigation or trial;

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[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned conditions have been imposed and the petitioners 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,
Ambur.

2.The Inspector of Police,
Ambur Town Police Station,
Tirupathur District.

3.The Superintendent,
Central Prison, Vellore. (1st and 2nd Petitioner)

4. The Superintendent,
Women Prison, Vellore. (3rd Petitioner)

5.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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