WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33369 of 2026

Ayyanar,
S/o.Murugan,
No.36 A, Ramasamy Street,
Durgai Nammiyandhal Village,
Venkikkal Post,
Thiruvannamalai Taluk & District. ...Petitioner/Accused-3

Vs

The State By,
The Inspector of Police,
Thiruvannamalai Taluk Police Station,
Thiruvannamalai District. ...Respondent/Complainant
(Crime No.174 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.174 of 2026, on the file of the Inspector of Police, Thiruvannamalai Taluk Police Station, Thiruvannamalai District.

For Petitioner(s): Mr.S.Silambuselvan
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 31.08.2026 for the alleged offence under Sections 103(1), 131, 296(b), 351(3) of BNS, in Crime No.174 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, due to previous enmity arising out of an alleged illicit relationship between the co-accused's daughter Aruna and the de-facto complainant's brother Sarathkumar, the petitioner and the co-accused attacked the deceased Jammu. When the de-facto complainant and his brother questioned them about the assault on Sarathkumar, the petitioner and the co-accused abused them in filthy language and allegedly instigated the others to kill the deceased. Thereafter, the accused Ayyanar stabbed the deceased the left side of his chest with a knife, resulting in his death. 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 31.08.2026. He also further submitted that the co-accused have already been arrested and released on bail by the Trial Court in Crl.M.P.Nos.2732 and 2478 of 2026, dated 26.10.2026 and 30.10.2026 respectively and 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 due to previous enmity between the parties, the petitioner and the co-accused had attacked the deceased, and Ayyanar had stabbed him on the left

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

WEB COPY

side of his chest with a knife, resulting in his death. He further submitted that 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 and the fact that the specific overt act of stabbing the deceased with a knife is attributed to the co-accused/Ayyanar, 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-2, Thiruvannamalai,** 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;

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

WEB COPY

[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;

[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.

18-11-2026

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.

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

WEB COPY

To

1.The Judicial Magistrate-2,
Thiruvannamalai.

2.The Inspector of Police,
Thiruvannamalai Taluk Police Station,
Thiruvannamalai District.

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. 33369 of 2026

18-11-2026

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