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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33222 of 2026

CNR: {HCMA012734762026}

Case QR

A.Selvakumar
S/o.Arumugam,
No.57, First Street,
Kalyanapuram,
Chennai.

..Petitioner(s)

Vs

State Through, The Inspector of Police
C1, Flower Bazaar Police Station,
Traffic Investigation Wing,
Chennai.
Cr.No.130 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, praying to enlarge the petitioner on bail in the event of his arrest in Cr.No.130 of 2026 pending investigation on the file of the Respondent Police.

For Petitioner(s): Vadivel C
For Respondent(s): Mr.R.Rajasekaran, Govt.Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 281 and 125(a) of the Bharatiya Nyaya Sanhita (BNS), 2023, and Sections 134(a) and 134(b) read with Section 187 of the Motor Vehicles Act, 1988, in Crime No. 130 of 2026, seeks anticipatory bail.

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2. The case of the prosecution is that it is a case of a fatal road accident. According to the prosecution, on 18.10.2026, a KTM Duke motorcycle hit a pedestrian on Walltax Road, and the pedestrian died the next day. The petitioner is the registered owner of the motorcycle, and the rider is a juvenile. The juvenile was already apprehended and released under the Juvenile Justice Act. Hence, the case.

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

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution's case and strongly opposed the grant of anticipatory bail to the petitioner.

5. Heard the learned counsel appearing on either side and perused the materials available on record.

6. It is seen that all the alleged offences registered against the petitioner

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are bailable in nature. Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, applies only to an accusation of a non-bailable offence. Hence, this petition is not maintainable.

7. Accordingly, this Criminal Original Petition stands dismissed as not maintainable.

24-11-2026

MPA

To
1. The Inspector of Police
C1, Flower Bazaar Police Station,
Traffic Investigation Wing,
Chennai.
Cr.No.130 of 2026

2. The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

MPA

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