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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. 33727 of 2026

S.Rajkumar,
S/o.Sureshkumar,
Madha Kovil Street,
Melanur,
Monnavedu Post,
Thiruvallur District-602021. ...Petitioner/Accused

Vs

The State, rep by its,
The Inspector of Police,
Vengal Police Station,
Tiruvallur District. ...Respondent/Complainant
(Crime No.255 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/accused herein on bail in Crime No.255 of 2026 on the file of the respondent police.

For Petitioner(s): Mr.M.Gnanasekar
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 25.08.2026 for the alleged offence under Sections 281, 109, 103(1) of BNS Act, 2023, in Crime No.255 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the proseuction is that due to previous enmity, while he de-facto complainant's husband was riding in a two wheeler, the petitioner along with other accused in Tata car, with weapons, dashed against him, when he fell down, all the accused surrounded him and assaulted with knife and he sustained multiple injuries and died on the spot. 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 25.08.2026. He also further submitted that the co-accused had already been released on bail by this Court in Crl.O.P.No.33483 of 2026, dated 17.11.2026 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. The learned Government Advocate (Criminal Side) opposed the bail petition, stating that the petitioners 1,2,6 and 7 are detained under Act 14 of 1982 and that the investigation is still pending.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.

6. It is a case of murder. The petitioner is arrayed as A4. According to the prosecution, due to previous enmity arising out of the suicide of the sister of one

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of the accused, on 25.08.2026, the main accused along with the other accused, came in a car and rammed the motor cycle ridden by the deceased, when he fell down, the accused persons surrounded him and hacked him to death with weapons. The learned counsel for the petitioner submitted that the petitioner was not present at the scene of occurrence and he has been implicated only based on the confession statement of the co-accused. The petitioner was arrested and has been in judicial custody since 25.08.2026. The investigation is still pending. Considering the above facts and circumstances of the case, the nature of the allegations 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-I, Thiruvallur,** 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 daily at 10.30 a.m., until further orders;**

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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-1,
Thiruvallur.
2.The Inspector of Police,
Vengal Police Station,
Tiruvallur District.
3.The Superintendent,
Central Prison, Puzhal.
4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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