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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 34524 of 2026

CNR: {HCMA012803942026}

Arivazhagan
S/o.Velmurugan,
No.199, Rottu Street, B.Adhanur,
Agara Alambadi Post,
Cuddalore District.

Case QR

..Petitioner(s)

Vs

State rep by the Inspector of Police
Virdhachalam Police Station,
Cuddalore District.
Crime No.586 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/Accused on bail in Crime No.586/2026 on the file of the respondent police

For Petitioner(s): Mr.M.MANIVASAGAN

For Respondent(s): Mr.M.M.I. Khaleel
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 24.10.2026 for the alleged offence under Sections 296(b), 121(1), 115(2), 351(2) of BNS, Act in Crime No.586 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that, while the defacto complainant was in his duties as a conductor, the petitioner was travelling, and when he asked to alight from the bus, the petitioner allegedly abused him in filthy language, assaulted him with his hands and pushed him, causing the complainant to lose his footing and slip. Hence, the complaint.

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

4. The learned Government Advocate (Crl.Side) appearing for the respondent reiterated the prosecution case and submitted that the petitioner has no previous case and that the injured has been discharged from the hospital. Hence, he opposed to grant bail to the petitioner.

5. At this juncture, the learned counsel for the petitioner submitted that the petitioner has nothing to do with the alleged offence. However, in order to show his bonafide, the petitioner, without prejudice to his defence and contentions before the trial Court, is ready and willing to deposit a sum of Rs.25,000/- to the credit of Crime No.586 of 2026 before the Court concerned.

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Hence, he prayed for grant of bail to the petitioner.

6. Heard the learned counsel appearing for the petitioner, the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

7. It is a case of assault of a bus conductor. According to the prosecution, on 24.10.2026 when the conductor of the Government bus asked the petitioner to get down, the petitioner abused him in filthy language and pushed him, and he slipped on the footboard. The conductor sustained a fracture. Based on the complaint, the petitioner was arrested on 24.10.2026.

The learned counsel for the petitioner submitted that it was a quarrel over a balance of Rs.500/- that the attack was not intended against the conductor, and that the petitioner had been injured earlier in a road accident.

Considering the above facts and circumstances of the case and the period of incarceration already undergone by the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions.

8. 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 No.I, Virudhachalam Court, Cuddalore District,** and on

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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, without prejudice to his rights and contentions before the trial Court, is directed to deposit a sum of Rs.25,000/- (Rupees Twenty Thousand only) to the credit of Crime No.586 of 2026 before the Court concerned, at the time of furnishing sureties;

[c] On such deposit being made, the defacto complainant is permitted to withdraw the above said amount by filing proper application before the concerned Court.

[d] the petitioner shall report before the respondent police everyday at 10.30 a.m., until further orders;

[e] the petitioner shall not abscond either during investigation or trial;

[f] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[g] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance 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

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Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)13 SCC 283];**

[h] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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DRL

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 No.I,
Virudhachalam, Cuddalore District.

2. The Inspector of Police
Virdhachalam Police Station,
Cuddalore District..

3.The Superintendent,
Sub Jail, Virudhachalam.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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