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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 34456 of 2026

Bojja Yesupadham @ Yesupadham @ Vicky,
S/o.Prakasam,
No.41, Perumal Kovil Garden,
Madhavaram, Chennai-600 060. ...Petitioner/Accused

Vs

The State Rep.by,
The Inspector of Police,
M-1 Madhavaram Police Station,
Chennai. ...Respondent/Complainant
(Crime No.645 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail pending investigation in Crime No.645 of 2026 on the file of the respondent M-1 Madhavaram Police Station.

For Petitioner(s): Mr.B.J.Santhosh Kumar

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

O R D E R

The Petitioner, who was arrested and remanded to judicial custody on 13.09.2026 for the alleged offence under Sections 126(2), 296(b), 115(2), 103(1), 351(3) of BNS 2023, in Crime No.645 of 2026 on the file of the respondent police, seeks bail.

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2. It is a case of murder. According to the prosecution, on 12.09.2026, at about 10.00p.m., when the de-facto complainant's brother went to compromise with the accused in connection with the theft of a mobile phone, a quarrel arose near the Pubic Toilet, Shivan Temple, Madhavaram. During the quarrel, the petitioner, along with the other accused, allegedly assaulted the deceaesd with knives and stones, causing fatal injuries, resulting in his death on the spot. Based on the complaint, an FIR was registered, and the petitioner was arrested on 13.09.2026. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 13.09.2026. He also further submitted that the deceased was the aggressor and initiated the attack, during which the petitioner also sustained injuries 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 the investigation is still pending. Hence, he opposed the grant of bail to the petitioner.

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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 facts and circumstances of the case, the nature of the allegations, the contention that the deceased was the aggressor and that the petitioner had also sustained injuries during the occurrence, and the stage of investigation, 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 him 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 District cum Judicial Magistrate, Madhavaram,** 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;**
>
> [c] the petitioner shall not abscond either during investigation or trial;

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[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 District Munsif cum Judicial
Magistrate, Madhavaram.

2.The Inspector of Police,
M-1 Madhavaram Police Station,
Chennai.

3.The Superintendent,
Puzhal Central Prison, Chennai.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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