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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31582 of 2026

CNR: {HCMA012575592026}

1. Dinesh
   S/o Baskaran
   No.1/12A, Venkateshwara Nagar,
   18th Cross Street,
   Ramapuram, Chennai- 600 089.

Case QR

2. Hari @ Haritharan
   S/o. Thiyagarajan,
   Plot No.5, No.1/1, 1st Main Road,
   Venkateshwara nagar, Ramapuram,
   Chennai-600 089.

3. Godwin @ A.Infan Godwin Akshay
   S/o. A.Arokiyaraj,
   No.1/15, 17th Cross Street,
   Venkateshwara Nagar,
   Ramapuram, Chennai-600 089.

..Petitioner(s)

Vs

State Rep by Inspector of Police
R-11, Ramapuram Police Station,
Chennai.
Crime No. 438 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail in No.438 of 2026 on the file of the Inspector of Police, R-11, Ramapuram Police Station, Chennai.

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For Petitioner(s): Mr.A.Nagarajan

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

ORDER

The petitioners, who were arrested and remanded to judicial custody on 15.09.2026 for the alleged offence under Sections 103(1), 191(2) of BNS @ Sections 296(b), 115(2), 191(2), 103(1) r/w 61(2) of BNS, in Crime No. 438 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that, during the Vinayagar Chathurthi procession, a wordy quarrel arose between the accused Bhuvanesh and Anishkumar over dancing in front of the chariot, which was subsequently pacified by elders. Due to the same, on 15.09.2026, the accused and others went to the Anishkumar's house and assaulted him. When the deceased Srinivasan and others intervened to compromise the matter, the accused Anand assaulted the deceased with his hand, resulting in his fall and sustaining injuries. Subsequently, the deceased died on the way to the hospital. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have been falsely implicated in this case, and they

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have not committed any offence as alleged by the prosecution. He further submitted that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court, and hence, prayed for the grant of bail.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the petitioners herein are arrayed as A3, A5 and A6. He further submitted that all the accused assaulted together and there are no specific overt act against the petitioners. Hence, he opposed the grant of bail to the Petitioners.

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

6. It is a case of a quarrel during the Vinayagar Chathurthi procession. On 14.09.2026, in the midnight, the accused/ Bhuvanesh went to the house of Anishkumar and assaulted him. When the deceased Srinivasan and others intervened to compromise the matter, A1 allegedly struck him on the back and chest with his hands. He died on the way to the hospital. The petitioner has been in judicial custody since 15.09.2026. This is the second bail application. The learned counsel for the respondent stated that all the accused assaulted together and that there are no specific overt act against the petitioners. The

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petitioners are arrayed as A3, A5 and A6. The petitioners are stated to be an employees of Metropolitan Transport Corporation. Considering the above facts and circumstances of the case and the period of incarceration already undergone by the petitioners, this Court is inclined to grant bail to the petitioners subject to certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail on their 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, Poonamallee,** 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 petitioners shall report before the respondent police twice daily at 10.30 a.m., and 5.30 p.m., until further orders;

[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners 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 petitioners in accordance with

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law as if the aforementioned conditions have been imposed and the petitioners 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.

02-11-2026

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,
Poonamallee.

2. The Inspector of Police
R-11, Ramapuram Police Station,
Chennai.

3. The Superintendent, Central Prison,
Puzhal.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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