



Crl.O.P(MD)No.2459 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.02.2026

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

Crl.O.P(MD)No.2459 of 2026

1.Thangavelu

2.Kada Palanisamy @ Palanisamy

... Petitioners/A1&A5

Vs.

1.The Deputy Superintendent of Police,
Illupur, Puthukottai.

2.The State of Tamil Nadu,
Rep.by the Inspector of Police,
Illupur Police Station,
Pudukottai District.
(Crime No.24/2026)

... Respondents/Dejure Complainant

3.Ashokan

... Respondent/Defacto Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the Special Court for Exclusive Trial for SC and ST Cases (Special Judge for PCR Cases), Pudukottai to consider and dispose of the bail application of the petitioner/accused No.1 and 5 on the day of surrender in crime No.24/2026 on the file of the respondent.



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For Petitioner : Mr.T.J.Ebenezer Charles
For R1 & R2 : Mr.M.Sakthi Kumar
Government Advocate (Crl. side)

ORDER

This Criminal Original Petition has been filed to direct the Special Court for Exclusive Trial for SC and ST Cases (Special Judge for PCR Cases), Pudukottai to consider and dispose of the bail application of the petitioners/accused No.1 and 5 on the day of surrender in Crime No.24 of 2026 on the file of the 2nd respondent police.

2. Considering the nature of the relief sought for, notice to the 3rd respondent is dispensed with.

3. The *defacto* complainant cultivates agricultural land in his village by giving a weekly share of income to the landowners. The land was recently purchased by the 1st petitioner herein, who threatened the *defacto* complainant not to cultivate it. On 29.01.2026 at about 08.00



a.m., when the *defacto* complainant and his wife Letchumi went to the field to cut grass, an unknown person, allegedly instigated by the 1st petitioner, assaulted the *defacto* complainant, dragged him using a two wheeler, pushed his wife to the ground, kicked and trampled her in the mud, and the 1st petitioner abused and threatened the *defacto* complainant using filthy and unparliamentary words. Based on the complaint lodged by the *defacto* complainant, FIR was registered in Crime No.24 of 2026 for the offences under Sections 191(2), 296(b), 115(2), 351(2), 138, 137(2) of BNS 2023, Section 4 of TNPHW Act, 2002 and Sections 3(1) (r), 3(1) (s), 3(1) (g) and 3(2) (va) of SC / ST (POA) Act, 1989.

4. Heard the learned counsel on either side and carefully perused the materials available on record.

5. Considering the limited scope of the relief sought for, this Court hereby direct the learned Special Court for Exclusive Trial for SC and ST Cases (Special Judge for PCR Cases), Pudukottai, to issue prior



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notice to the *defacto* complainant and thereafter to consider the bail application of the petitioners on the same day of their surrender before that Court in connection with Crime No.24 of 2026 on the file of the 2nd respondent police.

6. Accordingly, this Criminal Original Petition is disposed of.

09.02.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No

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Note : Issue order copy on 10.02.2026.

To

- 1.The Deputy Superintendent of Police,
Illupur, Puthukottai.
- 2.The Inspector of Police,
Illupur Police Station,
Pudukottai District.
- 3.The Special Court for Exclusive Trial for
SC and ST Cases (Special Judge for PCR Cases),
Pudukottai.



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4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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L.VICTORIA GOWRI, J.

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