



CRL OP(MD). No.9086 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )

Date : 02/06/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

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1. Kalimuthu

2. Kathirvel

3. Azhagiriraj

... petitioners/ Accused

Vs

The State of Tamil Nadu,  
Rep.By, the Inspector of Police,  
Devathanapatti Police Station,  
Theni District.  
(Crime No.162 of 2025).

... Respondent/Complainant

For petitioners: M/s.S.Sathyachidambaram,  
Advocate.

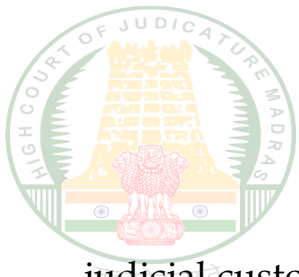
For Respondent : Mr.B.Thanga Aravindh  
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.162 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners / Accused No.1 to 3, who was arrested and remanded to



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judicial custody on 08.05.2025 for the offences punishable under Sections 296(b), 118 (1), 109(1) and 351 (3) of BNS, 2023 in Crime No.162 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that due to land dispute, the petitioners along with the other accused abused the defacto complainant's husband in filthy language and attacked him with deadly weapon and caused injuries. Hence the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and they have not committed any offence as alleged by the prosecution. He would further submit that the petitioners are in custody from 08.05.2025. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that due to land dispute, the petitioners along with other accused abused the defacto complainant's husband in filthy language and attacked him with deadly weapon and caused injuries. He would further submit that a counter case has also been registered by the respondent police in Crime No.163 of 2025 and A1 and A2 are having each three previous cases and A3 is having two previous case and the injured has been discharged from the hospital. Hence, he objected to grant bail to the petitioners.

5. Taking into consideration the facts and circumstances of the case and



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considering the fact that the injured has been discharged from hospital and also taking into consideration of the period of incarceration, this court is inclined to grant bail to the petitioners, subject to the following conditions:

6. Accordingly, the petitioners are ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) each with two sureties, each for a like sum to the satisfaction of learned Judicial Magistrate, Periyakulam and on further conditions that :-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

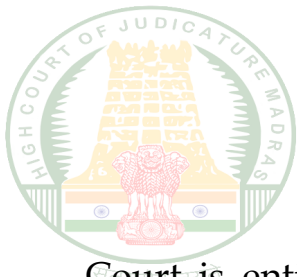
[b] The petitioners shall furnish his residential address and mobile number to the learned Judicial Magistrate, Periyakulam. If the petitioners changes their residential address, they shall report the same to the concerned Court.

[c] the petitioners shall appear and sign before the respondent police daily twice at 10.30 a.m. and 5.30 p.m., until further orders.

[d] the petitioners shall not abscond either during investigation or trial.

[e] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial



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Court is entitled to take appropriate action against the petitioners in accordance with law as if the 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)AIR SCW 5560].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

sd/-  
02/06/2025  
/ TRUE COPY /  
03/06/2025  
Sub-Assistant Registrar ( )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

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TO

- 1 THE JUDICIAL MAGISTRATE, PERIYAKULAM.
- 2 DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.
- 3 THE OFFICER INCHARGE, SUB JAIL, THENI.
- 4 THE INSPECTOR OF POLICE, THENI, DEVATHANAPATTI POLICE STATION, THENI DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER  
IN  
CRL OP(MD) No.9086 of 2025  
Date :02/06/2025



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**NBF/03.06.2025 5P/6C**

**Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023**

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