



CRL OP(MD). No.11133 of 2025

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

Date : 10.07.2025

PRESENT

The Hon`ble Mr.Justice P.VADAMALAI

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Rajalakshimi

... Petitioner/
Accused No.2

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Pappanadu Police Station,
Thanjavur District.
(Crime No.137 of 2025)

... Respondent/
Complainant

For Petitioner : Mr.K.M.Karunakaran,
Advocate.

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

PETITION FOR BAIL Under Section 483 B.N.S.S.

PRAYER :-

For Bail in Crime No.137 of 2025 on the file of the Respondent police.



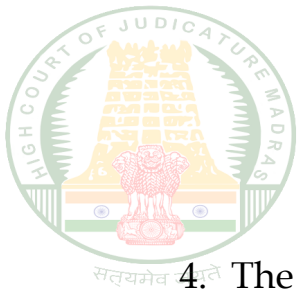
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ORDER: The Court made the following order :-

The petitioner / Accused No.2, who was arrested and remanded to judicial custody on 15.05.2025 for the offences punishable under Sections 296(b), 115(2), 351 (3) and 103(1) BNS, 2023 in Crime No.137 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that due to land dispute, on 14.05.2025, at the instigation of the petitioner, the first accused had murdered one Dhamayanthi, who is the mother of the petitioner and the defacto complainant, by using aruval. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and she has not committed any offences as alleged by the prosecution. He would further submit that the petitioner is no way connected with the case, a false case has been lodged as against the petitioner and that the petitioner is affected by breast cancer and is taking treatment for the same. The petitioner is ready and willing to abide any conditions that may be imposed by this Court. He would further submit that the petitioner is in custody from 15.05.2025 nearly 57 days. Hence, he seeks bail.



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4. The learned Government Advocate (Criminal Side) appearing for the respondent would submit that there are totally 2 accused, the petitioner arrayed as A2, that the first accused is the son of the petitioner and that the petitioner had murdered her own mother. He would further submit that investigation has been completed. He would fairly concede that the petitioner is not having any previous cases. However, he objected to grant bail to the petitioner.

5. The learned Government Advocate (Criminal Side) appearing for the respondent has produced a letter from the respondent police, wherein, it has been stated that the petitioner has been getting treatment for breast cancer in the prison.

6. Taking into consideration of the facts and circumstances of the case and also the facts that the petitioner is affected by breast cancer and is taking treatment for the said disease and that investigation has been completed and taking note of the fact that the petitioner remanded into judicial custody on 15.05.2025, taking into consideration of the period of incarceration, this court is inclined to grant bail to the petitioner, subject to the following conditions:

7. Accordingly, the petitioner is ordered to be released on bail on 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 Judicial Magistrate,



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Orathanadu and on further conditions that :-

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[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 petitioner shall furnish her residential address and contact number to the Judicial Magistrate, Orathanadu. If the petitioner changes her residential address, she shall report the same to the Judicial Magistrate, Orathanadu;

[c] the petitioner shall appear and sign before the respondent police daily at 10.30 a.m., until further orders;

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

[e] the petitioner 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 Court is entitled to take appropriate action against the petitioner in accordance with law as if the 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)AIR SCW 5560]; and



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

sd/-
10/07/2025

/ TRUE COPY /

/06/2025
Sub-Assistant Registrar
(C.S.I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

CSM

TO

1 THE JUDICIAL MAGISTRATE,
ORATHANADU,
THANJAVUR.

2
DO THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT.

3
THE SUPERINTENDENT,
SPECIAL PRISON FOR WOMEN,
TRICHY.

4 THE INSPECTOR OF POLICE,
PAPPANADU POLICE STATION,
THANJAVUR DISTRICT.



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5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to M/S. KARUNAKARAN.K.M. Advocate SR.No.7370 (I) DT.10/07/2025

ORDER
IN

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Date :10/07/2025

NM/10.07.2025/ 6P/7C

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