



CRL OP(MD).No.11231 of 2025

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

Date : 03/07/2025

PRESENT

THE HONOURABLE MR.JUSTICE P.VADAMALAI

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1. Gopalakrishnan @ Kodangi
S/o.Kannisamy,

2. Karuppasamy,
S/o.Immanuvel

3. Rajarajan,
S/o.Sivadasan

...Petitioners

Vs

The State of Tamilnadu
rep.by The Inspector of Police,
Sankaralingam Police Station,
Thoothukudi District.
(Crime No.78 of 2018)

.. Respondent/ Complainant

For Petitioners : Mr.V.Nirmal Kumar
Advocate.

For Respondent : Mr.M.Karunanithi
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS



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PRAYER :- For Bail in Crime No.78 of 2018 on the file of the Respondent Police.

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ORDER : This Court made the following order :-

The petitioners / Accused, who were arrested and remanded to judicial custody on 11.05.2025 for the offences punishable under Section 302 of IPC in Crime No.78 of 2018 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 22.12.2018 the petitioners along with other accused have consumed liquor and at that time, they quarrelled with the deceased, due to which, they killed the deceased by attacking with stones and sticks. Hence, the case.

3. The learned counsel for the petitioners would submit that totally four accused persons were involved in this case, these petitioners were arrayed as A1 to A3. After lapse of seven years the respondent police now remanded the petitioners. The petitioners are innocent persons and they have not committed any offences as alleged by the prosecution. The petitioners are ready and willing to abide any conditions that may be imposed by this Court. He would further submit that the petitioners are in custody from 11.05.2025 nearly 58 days. Hence, he seeks bail.



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4. The learned Government Advocate (Criminal Side) would submit that in an inebriated condition the petitioners and other accused persons were quarrelled with the accused and they killed the deceased by attacking with stones and sticks. In this case, totally four accused all were arrested and remanded to judicial custody. In this case, investigation is still pending. There is no previous case against these petitioners. However, he objected to grant bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also taking note of the fact that it is the case of the year 2018, by this time, investigation might have been completed, there is no previous case against the petitioners, the petitioners/accused is in judicial custody from 11.05.2025, 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 executing separate 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, Vilathikulam and on further conditions that :-

[a] the sureties shall affix their photographs and Left Thumb Impression in the



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surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

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[b]The petitioners shall furnish their residential address and contact number to the learned Judicial Magistrate, Vilathikulam. If the petitioners changes their residential address, they shall report the same to the learned Judicial Magistrate, Vilathikulam;

[c] the petitioners shall stay at Madurai and they shall appear and sign before the Inspector of Police, Thideer Nagar Police Station, Madurai daily twice i.e., at 10.00 a.m., and 05.00p.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 Court is entitled to take appropriate action against the petitioners 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].



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

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03/07/2025

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

gvn
TO

1. The Judicial Magistrate,
Vilathikulam.
2. Do Through The Chief Judicial Magistrate,
Thoothukudi District.
3. The Superintendent,
Central Prison,
Palayamkottai.
Tirunelveli District.
4. The Inspector of Police,
Sankaralingam Police Station,
Thoothukudi District.
5. The Inspector of Police,
Thideer Nagar Police Station,
Madurai.
6. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,

<https://www.hmc.m.gov.in/judis>



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Madurai.

+1 CC to M/s.V.NIRMALKUMAR, Advocate (SR-7094[I] dated 03/07/2025)

ORDER

IN

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Date :03/07/2025

HPS/03.07.2025 /6P/8C

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