



CRL OP(MD).No.12509 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24/07/2025

PRESENT

THE HONOURABLE MR.JUSTICE P.VADAMALAI

CRL OP(MD).No.12509 of 2025

Mariya Samuel,
S/o.Kithiyon.

: Petitioner/Sole Accused

Vs

The State of Tamilnadu
rep.by The Inspector of Police,
Sawyerpuram Police Station,
Thoothukudi District.
(Crime No.74 of 2025)

.. Respondent/Complainant

For Petitioner : Mr.R.J.Karthick
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.74 of 2025 on the file of the Respondent Police.

ORDER: This Court made the following order :-

The petitioner /Sole Accused, who was arrested and remanded to judicial



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custody on 22.04.2025 for the offences punishable under Section 103(1) of BNS in
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Crime No.74 of 2025 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner is the husband of the deceased and they are having two children. The petitioner suspected the character of the deceased and created problem. On 20.04.2025, the petitioner killed the deceased by cutting her neck. Based on the complaint given by the deceased's brother/defacto complainant, a case has been registered.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He would further submit that the petitioner is ready and willing to abide any conditions that may be imposed by this Court and he is in custody from 22.04.2025 nearly 92 days. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that the petitioner is the husband of the defacto complainant. The accused suspected his wife that she is having relationship with some other person. Due to which, there arose some wordy quarrel between them, at that time, the petitioner attacked the deceased



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and caused injuries. Subsequently, she died. The petitioner is having one previous case under TNPHW Act. He would further submit that the investigation has been completed and charge sheet has also been filed through e-filing.

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5. Taking into consideration of the facts and circumstances of the case and taking note of the fact that the investigation has already been completed and charge sheet has also been filed and also considering the fact that the petitioner/ Accused is in judicial custody from 22.04.2025, taking into consideration of the period of incarceration, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. 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 learned Judicial Magistrate No.I, Thoothukudi 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 petitioner shall furnish his residential address and contact number to the learned Judicial Magistrate No.I, Thoothukudi. If the petitioner changes his residential address, he shall report the same to the learned Judicial Magistrate No.I,



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Thoothukudi;

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[c] the petitioner shall appear and sign before the respondent police daily at 10.00 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].

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

sd/-
24/07/2025

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/07/2025
Sub-Assistant Registrar (C.S.-I/ II /III/ IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

das



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TO
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- 1.The Judicial Magistrate No.I, Thoothukudi.
 2. Do through the Chief Judicial Magistrate,
Thoothukudi.
 - 3.The Superintendent of Prison,
Central Prison, Palayamkottai,
Tirunelveli.
 - 4.The Inspector of Police,
Sawyerpuram Police Station,
Thoothukudi District.
 - 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- +1 CC to M/s.R.J.KARTHICK, Advocate (SR-8012[I] dated 24/07/2025)

ORDER
IN
CRL OP(MD) No.12509 of 2025
Date :24/07/2025

PS/SAR.24.07.2025 5P/7C

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