



CRL OP(MD). No.17818 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 15.10.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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1.Manikandan

2.Thillairaj

... Petitioners/ Accused Nos.1&2

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Radhapuram Police Station,
Radhapuram,
Tirunelveli District.
(Crime No.460 of 2025)

... Respondent/Complainant

For Petitioners : Mr.N.Pragalathan

For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

For Intervenor :Mr.K.Sudalaiyandi

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.460 of 2025 on the file of the
respondent police.



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ORDER : The Court made the following order :-

The petitioners, who were arrested and remanded to judicial custody on 06.10.2025 for the offences punishable under Sections 296(b), 288, 351(3) of BNS, and Section 4 of the Tamilnadu Prohibition of Harassment of Women Act and Section 25(1A) of the Arms Act, in Crime No.460 of 2025 on the file of the respondent police, seek bail.

2. The case of the prosecution is that the petitioners in drunkenmood abused the defacto complainant and others using filthy language and tried to attack him using Aruval. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent person and they have not committed any offences as alleged by the prosecution. He further submitted that the petitioners are in judicial custody from 06.10.2025. Hence, he seeks bail to the petitioner.



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4. The learned Additional Public Prosecutor submitted that the first petitioner is having 3 previous cases and the second petitioner is having one previous case and in this case, no one sustained injury. However, he opposed for grant of bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and though the first petitioner is having 3 previous cases and the second petitioner is having one previous case, considering the period of incarceration suffered by the petitioners, 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 a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Radhapuram, Tirunelveli District, and on further conditions that :-

[a] the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.



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[b] the petitioners shall report before the Dean, Tirunelveli Government Hospital daily at 10.30 a.m., and do social service at the Tirunelveli Government Hospital, for a period of four weeks and after that, the petitioners shall report before the respondent Police daily at 10.30 a.m., for a period of two weeks and thereafter as and when required;

[c] relaxation will not be entertained before the completion of four weeks;

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

[e] the petitioners shall not abscond 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 is released on bail by the learned Magistrate/Trial Court himself as laid down by the



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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.

15.10.2025

PJL

To

1. The Judicial Magistrate,
Radhapuram,
Tirunelveli District.
2. The Superintendent,
Sub Jail, Nanguneri,
Tirunelveli District.
3. The Inspector of Police,
Radhapuram Police Station,
Radhapuram,
Tirunelveli District.
4. The Dean,
Tirunelveli Government Hospital,
Tirunelveli.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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S.SRIMATHY,J.

PJL

ORDER
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