



CRL OP(MD). No.18608 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25.10.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.18608 of 2025

Mohamed Ishak

... Petitioner/ Sole Accused

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Thallakulam Police Station,
Madurai District.
(Crime No.978 of 2025)

... Respondent/Complainant

For Petitioners : Mr.A.Mohamed Arif

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.978 of 2025 on the file of the respondent police.



The petitioner, who was arrested and remanded to judicial custody on 27.09.2025 for the offences punishable under Sections 296(b), 132, 351(3) of BNS and Section 294(b), 353, 506(ii) of IPC and Section 3 of the TNPPDL Act, in Crime No. 978 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that when the petitioner was standing near the Thevar Statue at Goripalayam Police Booth, on suspicion, the defacto complainant/police personnel enquired him, the petitioner abused the defacto complainant using filthy language, pushed the defacto complainant and also broken the police booth glass worth Rs. 3,000/- and ran away. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is in judicial custody from 27.09.2025. Hence, he seeks bail to the petitioner.



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4. The learned Additional Public Prosecutor submitted that the petitioner has no previous cases. However, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also considering the period of incarceration suffered by the petitioner, 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.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Madurai District, and on further conditions that :-

[a] the petitioner 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 petitioner shall report before the
Inspector of Police, Melur Police Station, daily at 10.30
a.m., until further orders;**

[c] the petitioner shall not tamper with the evidence
or witness either during investigation or trial.

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

[e] 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
Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala
[(2005)AIR SCW 5560].

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

25.10.2025

PJL

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To

1. The Judicial Magistrate No.II,
Madurai District.

2. The Superintendent,
District Jail,
Virudhunagar.

3. The Inspector of Police,
Thallakulam Police Station,
Madurai District.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY,J.

PJL

ORDER
IN
CRL OP(MD) No.18608 of 2025

Date : 25.10.2025