



CRL OP(MD). No.21994 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12.12.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.21994 of 2025

1. Esakkiraja

2. Selvam

... Petitioners/ Accused

Vs

The State of Tamilnadu,
Rep by the Inspector of Police
South Police Station,
Thoothukudi District.
(Crime No.751 of 2025)

... Respondent/Complainant

For Petitioners : Mr.A.Joseph Jerry

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.751 of 2025 on the file of the respondent police.



CRL OP(MD). No.21994 of 2025

ORDER : The Court made the following order :-

The petitioners, who were arrested and remanded to judicial custody on 12.10.2025 for the offences punishable under Sections 25(1)(A) of Arms Act, in Crime No.751 of 2025 on the file of the respondent police, seek bail.

2. The case of the prosecution is that the petitioners abused the defacto complainant in filthy language and were in illegal possession of an 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 12.10.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that 14 previous cases are pending against the petitioners. Therefore, he opposed



CRL OP(MD). No.21994 of 2025

for grant of bail to the petitioners.

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5. Taking into consideration of the facts and circumstances of the case and also 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 No.I, Thoothukudi 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.

[b] the first petitioner shall report before the Dean of Thoothukudi Government Hospital and the second petitioner shall report before the Dean of Tiruvenelveli High Ground Hospital, daily at 10.30 a.m., and shall do



CRL OP(MD). No.21994 of 2025

social service at the respective hospitals till 4.00 p.m., for a period of four weeks. Thereafter, the petitioners shall report before the concerned Judicial Magistrate Court daily at 10.30 a.m., until further orders.

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

[d] the petitioners 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.

(S S Y J)
12.12.2025

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CRL OP(MD). No.21994 of 2025

To
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1. The Judicial Magistrate,
South Police Station,
Thoothukudi District.
2. The Superintendent, District Jail,
Perunai, Thoothukudi District.
3. The Inspector of Police,
South Police Station,
Thoothukudi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD). No.21994 of 2025

S.SRIMATHY,J.

jbr

ORDER
IN
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Date : 12.12.2025