



CRL OP(MD). No.23516 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/12/2025

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Esakkidurai @ Vijay

... Petitioner/Accused

Vs

The State of Tamilnadu Rep.,
By, the Inspector of Police,
Alangulam Police Station,
Tenkasi District
(Crime No. 557 of 2025).

... Respondent/Complainant

For Petitioner : M/s.Sivaprakash.S.,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 557 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

1/6



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The petitioner/A1, who was arrested and remanded to judicial custody on 14.10.2025 for the offences punishable under Sections 191(2), 191(3), 296(b), 131, 109(1) and 351(3) of BNS, 2023 @ 27(2) of Arms Act corresponding Sections 147, 148, 294(b), 352, 307 and 506(ii) IPC in Crime No.557 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that due to previous enmity the petitioner herein is said to have attacked the defacto complainant with wooden sticks and also abused him in filthy language. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He would further submit that the petitioner is no way connected with the case, a false case has been lodged as against the petitioner. He would further submit that the petitioner is in custody from 14.10.2025. Hence, he seeks bail.



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4. The learned Additional Public Prosecutor appearing for the respondent would submit that there four previous cases pending against the petitioner. He would further submit that the petitioner herein was detained under Act, 14 and subsequently, the same has been revoked. He further submitted that investigation of the case is pending and hence, he objected to grant bail to the petitioner.

5. In spite of four previous cases pending against the petitioner, taking into consideration of the facts and circumstances of the present case and also considering the fact that Act, 14 invoked against the petitioner has already been revoked and also considering the period of incarceration suffered by the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following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 separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Alangulam, Thenkasi District, and on



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further conditions that :-

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[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 stay at Madurai and report before the learned Judicial Magistrate No.I, Madurai on all working days at 10.30 am until further orders;

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence or witness 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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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[f] If the accused thereafter absconds, a fresh FIR can

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(S S Y J)
18.12.2025

TRP

TO

1. The Judicial Magistrate, Alangulam, Thenkasi District,
2. The Superintendent, Central Prison, Palayamkottai, Thirunelveli District.
3. The Inspector of Police,
Alangulam Police Station,
Tenkasi District
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY,J

TRP

ORDER
IN
CRL OP(MD) No.23516 of 2025

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