



**CRL OP(MD). No.364 of 2026**

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**( Criminal Jurisdiction )**

**Date : 09.01.2026**

**PRESENT**

**THE HONOURABLE MRS. JUSTICE S.SRIMATHY**

**CRL OP(MD). No.364 of 2026**

**Kalimuthu**

**... Petitioner/A2**

**Vs**

**The State of Tamil Nadu,  
Rep By The Inspector of Police,  
Periyakulam Police Station,  
Theni District  
(Crime No.306 of 2025)**

**... Respondent/Complainant**

**For Petitioner : Mr. C.Ezhilarasu**

**For Respondent : Mr.S.S.Manoj  
Government Advocate (Crl.side)**

**PETITION FOR BAIL Under Sec.483 of BNSS**

**PRAYER :- For Bail in Cr.No.306 of 2025 on the file of the respondent police.**



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**ORDER :** The Court made the following order :-

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The petitioner, who was arrested and remanded to judicial custody on 21.10.2025 for the offences punishable under Sections 191(2), 191(3), 126(2), 296(b), 118(1), 109(1), 103(1) and 351(3) BNS in Crime No.306 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 20.10.2025 the accused abused the defacto complainant and his family members in filthy language and attacked the defacto complainant with aruval and assaulted the defacto complainant's supporters and threatened them with dire consequences and subsequently the defacto complainant's brother succumbed to the injuries. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner has been falsely implicated in this case and he has nothing to do with the alleged offence and 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 ready and willing to abide by any conditions which may be imposed by this Court and he is in judicial



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custody from 21.10.2025. Hence, he seeks bail to the petitioner.

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4. The learned Government Advocate (Crl.side) submitted that there are two previous cases pending against the petitioner and the investigation is still pending. Hence, 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 of 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) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Periyakulam, 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.



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[b] the petitioner shall appear before the Judicial Magistrate, Periyakulam daily at 10.30 a.m and shall appear before the respondent police daily at 5.30 p.m 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 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].

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

(S S Y J)  
09.01.2026

msrm/CM



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To  
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1. The Judicial Magistrate, Periyakulam
2. The Superintendent of Police,  
Central Prison, Madurai.
3. The Inspector of Police,  
Periyakulam Police Station,  
Theni District
4. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.



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**S.SRIMATHY,J.**

msrm

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Date : 09.01.2026