



CRL OP(MD). No.851 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 20/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Prabhu .. Petitioner/Sole Accused

Vs

The State of Tamilnadu Rep By,
The Inspector of Police,
Kumbakonam Taluk Police Station,
Thanjavur District.
(Crime No.395/2025).

.. Respondent/Complainant

For Petitioner : M.Jayakumar,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

C-38B.For Bail in Crime No.395 of 2025 on the
file of the respondent police.

ORDER : The Court made the following order :-



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WEB COPY The petitioner, who was arrested and remanded to judicial custody on 13.11.2025 for the offences punishable under Sections section 108 of BNS and corresponding offence under section 306 of I.P.C., in Crime No.395 of 2025, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 12.11.2025 at about 04.45 p.m., the son of deceased returned back from the school and found that the door was locked and the same was informed to the sister of deceased who was residing nearby came to the house and break open the door and found that the deceased namely Hema Praba committed suicide by hanging herself. It is alleged that the accused had illicit relationship with the deceased and he demanded money and gold from the deceased and threatening her to expose her relationship with him. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person



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and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is in judicial custody from 13.11.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent submitted that due to extra marital affair, the offence has been occurred. Hence, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and 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, Kumbakonam,

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and on further conditions that :-

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[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;

[b] the petitioner shall report before the respondent police 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



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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.

20.01.2026

PJL

TO

1. Judicial Magistrate No.II, Kumbakonam.
2. Do-Through The Chief Judicial Magistrate,
Thanjore District.
3. The Superintendent, Central Prison, Trichy.
- 4.The Inspector of Police,
Kumbakonam Taluk Police Station,
Thanjavur District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY, J

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ORDER
IN
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