



CRL OP(MD). No.1819 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 09/02/2026

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THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.1819 of 2026

Santhakumar, ... Petitioner

Vs.

State of Tamilnadu Rep by
Inspector of Police,
Alagappapuram, Police Station,
Sivagangai District,
Crime No.95/2025..

... Respondent

Petition filed under Section 482 BNSS.

PRAYER :- For Bail in Crime no.95 of 2025 on the file of the Respondent Police.

For Petitioner : Mr.Ananda Padmanabhan, Senior Counsel,
for Mr.S.Srinivasa Raghavan, Advocate.

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

For Intervenor : Mr.Henri Tiphagne

ORDER

The petitioner, who was arrested and remanded to judicial custody on 01.11.2025 for the offences punishable under Sections 49, 191(2), 191(3) and 103(1) of BNS altered into Sections 61(2), 49, 191(2), 191(3) and 103(2) of BNS, 2023, in Crime No. 95 of 2025, on the file of the respondent police, seeks bail.



CRL OP(MD). No.1819 of 2026

2. The case of the prosecution is that the defacto complainant's son Pazhaniappan, an engineer engaged in construction activities near Pon Nagar, was brutally assaulted by the petitioner and two henchmen allegedly at the instigation of the petitioner, Muthuraman, Subbiramani, Raja, Ganesan, Ramasamy, Ramakrishnan and Arunageethan, due to prior enmity between her son and the said Ramasamy. It is alleged that the de facto complainant rushed to the hospital upon being informed by one Balaji, only to learn that her son had succumbed to a fatal head injury. 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. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner is arrayed as A1 and he has three previous cases, which is not similar in nature. He further submitted that Act 14 was imposed and subsequently the same was revoked and that the petitioner is having motive in the present case and the charge sheet filed through e-filing and



CRL OP(MD). No.1819 of 2026

he opposed for grant of bail to the petitioner.

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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 petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, this petition is allowed and 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, Karaikudi, 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;

[b] the petitioner shall stay at Chennai and shall report before the Inspector of Police, Vadapalani Police Station, Vadapalani daily at 10.30 a.m., until further orders; no relaxation petition will be entertained for next three months;



CRL OP(MD). No.1819 of 2026

[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 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.

09.02.2026

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TO

1. The Judicial Magistrate, Karaikudi.

2. The Inspector of Police,
Alagappapuram Police Station, Sivagangai.

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



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CRL OP(MD). No.1819 of 2026

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Copy to
The Inspector of Police,
Vadapalani Police Station,
Vadapalani.

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