



CRL OP(MD). No.2794 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Pandian

... Petitioner/Accused

Vs

The State of Tamilnadu,
Rep by Inspector of Police,
Thenmal Nagar Police Station,
Thoothukudi.
(Crime No.186/2025).

... Respondent/Complainant

For Petitioner : Subramanian S,
Advocate.

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

PRAYER :-

C-38B.For Bail in Crime No.186 of 2026 on the
file of the respondent police.

ORDER : The Court made the following order :-



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The petitioner, who was arrested and remanded to judicial custody on 11.11.2025 for the offences punishable under Sections 331(4) & 305(a) of BNS 2023, (457, 380 of IPC), in Crime No.186 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the defacto complainant's office was broken and Rs. 1,04,000/- was stolen by some unidentified persons. 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. He further submitted that the petitioner is in judicial custody from 11.11.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that charge sheet has been filed and the same was taken on file in C.C.No.1723 of 2025 on the file of the learned Judicial Magistrate No.II,



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Thoothukudi. The petitioner has several previous cases. 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 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) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Thoothukudi, 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;



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[b] the petitioner shall report before the trial Court at 10.30 a.m, and also appear before the Inspector of Police, Thoothukudi Central Police Station, daily at 05.30 p.m., until further orders; further condition that the petitioner shall not leave Thoothukudi until the trial is completed; on such condition bail is granted to the petitioner;

[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



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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.

11.02.2026

PJL

TO

1. Judicial Magistrate No.II, Thoothukudi.

2.The Superintendent,
Central Prison, Palayamkottai.

3. The Inspector of Police,
Thermal Nagar Police Station,
Thoothukudi.

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



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S.SRIMATHY, J

PJL

ORDER
IN
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