



Crl.A(MD)No.380 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
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DATED :15.04.2026

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

Crl.A(MD)No.380 of 2026

Mani @ Manikandan

... Appellant

Vs

1.The State of Tamilnadu,
Rep by the Deputy Superintendent of Police,
Uthamapalayam Sub Division,
Cumbum Police Station,
Theni District.
Crime No.52 of 2026

2.Vairaharish

... Respondents

PRAYER: Appeal filed under Section 14-A(2) of Schedule Caste and Schedule Tribes (Prevention of Atrocities) Amendment Act, 2015, to set aside the order of the learned Special Court for trial of cases under SC/ST (POA) Act, Theni in Crl.MP.No.67 of 2026 and the same was dismissed on 18.03.2026 and enlarge the petitioner on bail in Crime No.52 of 2026, on the file of the first respondent police.



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For Appellant : Mr.M.Jegadeeshpandian
For R1 : Mr.A.S.Abul Kalaam Azad
Government Advocate (Crl.side)
R2 : Ms.J.Vidya

J U D G M E N T

The appellant is accused No.1 in Crime No.52 of 2026 on the file of Cumbum Police Station. He was arrested on 25.01.2026 for the offence punishable under Sections 296(b), 351(3), 109(1) of BNS, 2023 and Section 3(1)(r), 3(1)(s) and 3(2)(v) of SC/ST (POA) Act, 1989. The application filed by this appellant in Crl.MP.No.67 of 2026 for bail before the Sessions Judge, Special Court for trial of cases under SC/ST (POA) Act, Theni was dismissed on 18.03.2026. Challenging the same, the appellant has preferred this Criminal Appeal.

2.During the course of hearing, the defacto complainant has produced a photograph of this petitioner with Aruval. He has also placed some photographs of the victim/defacto complainant. The victim appears to have suffered serious injuries, however, the learned



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counsel appearing for the appellant has attempted to project his defence that the defacto complainant has abused his mother, who is mentally ill and therefore, A1 has assaulted him with a bucket. The learned counsel further submits that the defacto complainant is a kick boxer, running a Self-defence training Center along with A2 at Cumbum and therefore, it is not possible for this appellant to assault the defacto complainant, who is a kick boxer. He also submits that the defacto complainant has abused the mothers of some children, who are learning self-defence courses with him and therefore, he is having so many enemies and this occurrence might have been taken place through those enemies.

3.The learned Government Advocate (Crl.side) appearing for the first respondent has raised objection that the investigation in Crime No.52 of 2026 is still pending. At this juncture, it is not feasible to release the appellant on bail.



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4.This Court considered the rival submissions made and also perused the materials placed on record.

5.From the photographs submitted by the defacto complainant, it is revealed that the injuries sustained by the defacto complainant is grievous in nature. Though this appellant is in jail for the past 75 days, this Court is not inclined to grant bail to him. Considering the averments raised by this appellant as against the defacto complainant, this Court is of the view that the investigation has to be conducted on those averments as well.

6. Considering the photographs produced by the defacto complainant, this Court is not inclined to grant bail to this appellant for the present. Accordingly, this Criminal Appeal is dismissed for the present.

15.04.2026

NCC : Yes / No.

Index : Yes / No.

Internet : Yes / No.

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To

The Deputy Superintendent of Police,
Uthamapalayam Sub Division,
Cumbum Police Station,
Theni District.



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B.PUGALENDHI, J.,

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Judgment made in
CrI.A(MD)No.380 of 2026

15.04.2026