



CRL OP(MD). No. 6281 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30.03.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

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Kithiyon ...Petitioner/A3

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Nanguneri Police Station,
Tirunelveli District.
(Crime No.23 of 2026)

...Respondent/Complainant

For Petitioner:Mr.K.Raghul Priyan
Advocate.

For Respondent:Mr.B.Nambi Selvan
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No. 23 of 2026 on the file of
the respondent police.



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ORDER : The Court made the following order :-

The petitioner / A3, who was arrested and remanded to judicial custody on 06.01.2026 for the offences punishable under Sections 103 of BNS @ 103(1), 189(2), 296(b), 3(5) and 61(2) of BNS, in Crime No.23 of 2026 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner engaged A1 along with other accused and murdered the deceased. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case and he is no way connected in the above said incident. He has not committed any offence as alleged by the prosecution. The petitioner has been arrested and remanded to judicial custody on 06.01.2026.



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Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate appearing for the respondent would submit that the investigation is almost completed and charge sheet is yet to be filed. He would further submit that the petitioner has no previous case. However, he opposed to grant bail to the petitioner.

5. This Court heard both sides and perused the materials available on record.

6. Considering the rival submissions made by the learned counsel on either side, nature of offence and considering the fact that the investigation is completed and the charge sheet is yet to be filed and the petitioner has no previous case and also considering the period of



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

[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute 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, Nanguneri, and on further conditions that:

[b] the petitioner shall report before the learned Judicial Magistrate, Nanguneri, on all working days at 10.30 a.m., until further orders.

[c] the petitioner shall not commit any offence similar to the offence of which she is accused, or suspected, or of the commission of which she is suspected;



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[d] the petitioner shall not abscond

either during investigation or trial;

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial 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].



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

(P D B J)

30.03.2026

vsg

To

1.The Judicial Magistrate, Nanguneri.

2.The Inspector of Police,
Nanguneri Police Station,
Tirunelveli District

3. The Superintendent, District jail,
Palayamkottai.

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



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P. DHANABAL, J

vsg

ORDER
IN
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