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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 20/04/2026

CORAM

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.7655 of 2026

Valanarasu

... Petitioner/ Accused No.2

Vs

State of Tamilnadu Rep by,
The Sub-Inspector of Police,
Vadasery Police Station,
Kanyakumari District.
Crime No.270 of 2025.

... Respondent/ Complainant

PRAYER :-

For bail in Crime No.270 of 2025 on the file of the respondent police.

For Petitioner : Mr.R.Mohanasundaram,
Advocate, for M/s.S.Pillai Monicantan

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

ORDER : The Court made the following order :-

The petitioner / Accused, who was arrested and remanded to



judicial custody on 08.02.2026 for the offences punishable under Sections 191(2), 296(b) and 103(1) of BNS, 2023, in Crime No.270 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the defacto complainant is the father of the deceased. The deceased used to consume alcohol with his friends, who are the petitioner herein and other accused. On 18.07.2025, after consuming alcohol together, the deceased further consumed alcohol from the liquor bottles, which were kept in the cover of his bike's petrol tank and when the same was demanded by the petitioner and other accused, the deceased refused to give the same. Hence, they assaulted the deceased by pulling him down from his bike, kicking him, and then laying him in a nearby temple. When the same was informed to the defacto complainant through phone. Immediately, the deceased was taken to the private hospital and thereafter, he was shifted to the Government Medical College Hospital, Asaripallam, where the doctors declared that he had died. Hence, this case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case



and he has not committed any offence as alleged by the prosecution. He would further submit that the petitioner has been arrested and remanded to judicial custody on 08.02.2026. Therefore, prayed to grant bail for the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that there was a wordy quarrel arose between the accused and the deceased in consuming alcohol. Due to which, the petitioner attacked the deceased brutally and caused death to him and the petitioner is having 4 previous cases not similar in nature and A1 & A4 is still in custody and A5 is absconding and the investigation is almost completed.

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

6. Considering the rival submissions made by the learned counsel



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on either side, nature of offence, and there was a wordy quarrel between the parties and even according to the prosecution, there is no specific overtact attributed as against the petitioner and the petitioner attacked the deceased with only bare hands and though the petitioner has 4 previous cases, that cases are not similar kind of offences and in all cases, he was released on bail and anticipatory bail and since FIR was registered on 19.01.2026, by this time, the material part of the investigation might have been completed and considering the period of incarceration undergone by the petitioner from 08.02.2026 onwards, 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 No.II, Nagercoil**, and on further conditions that:

[b] **the petitioner shall report before the respondent police daily at 10.30 a.m until further orders;**



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

[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].

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



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(P D B J)
20.04.2026

dss

To

- 1.The Judicial Magistrate No.II,
Nagercoil.
- 2.The Sub-Inspector of Police,
Vadasery Police Station,
Kanyakumari District.
3. The Superintendent,
Sub Jail, Nagercoil, Kanyakumari District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL,J

DSS

ORDER
IN
CRL OP(MD) No.7655 of 2026

Date : 20/04/2026