



CRL OP(MD). No. 7438 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16.04.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

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1.Silamban

2.Oorkavalan

3.Selvam

4.Sangili ...Petitioners/A2, 4, 7 & 9

Vs

State of Tamil Nadu rep. by
The Sub Inspector of Police,
Mallanginaru Police Station,
Virudhunagar District.
(Crime No.82 of 2026)

...Respondent/Complainant

For Petitioners:Mr.G.Mariappan
For Respondent:Mr.B.Nambi Selvan
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No. 82 of 2026 on the file of
the respondent police.

1/8



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ORDER : The Court made the following order :-

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The petitioners/A2, A4, A7 and A9, who were arrested and remanded to judicial custody on 31.03.2026 for the offences punishable under Sections 191(2), 191(3), 296(b), 118(1), 109, 49 and 351(3) of BNS, 2023, and Section 4 of TNPHW Act, 2002, in Crime No.82 of 2026 on the file of the respondent police, seek bail.

2.The case of the prosecution is that during the temple festival, on 31.03.2026, the petitioners and other accused persons assembled unlawfully, attacked the defacto complainant and their members with dangerous weapons and caused injuries to them. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the petitioners are innocent persons and they were falsely implicated in this case and they are no way connected in the above



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WEB COPY said incident. They have not committed any offence as alleged by the prosecution. He would further submit that it is a case in counter case. a counter complaint has been registered against the defacto complainant in Crime No.84 of 2026. The petitioners have been arrested and remanded to judicial custody on 31.03.2026. Hence, he prays to grant bail to the petitioners.

4. The learned Additional Public Prosecutor appearing for the respondent Police would submit that the investigation is pending and the offences are grave in nature. He would further submit that the injured person has been discharged from the hospital. He would further submit that the petitioners have some previous cases. Hence, he strongly opposed to grant bail to the petitioners.



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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 there was a dispute between the parties regarding the temple festival and though the petitioners have some previous cases, the same are not similar kind of offences and in all cases, there were released on bail and as the date of occurrence is 31.03.2026, by this time material part of the investigation might have been completed and counter case in Crime No.84 of 2026 has been registered against the defacto complainant and also considering the fact that the injured person has been discharged from the hospital and the period of incarceration undergone by the petitioners from 31.03.2026, this Court is inclined to grant bail to the petitioners subject



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to the following conditions:

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[a] Accordingly, the petitioners are ordered to be released on bail on condition to execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned District Munsif Cum Judicial Magistrate, Kariyapatti, and on further conditions that:

[b] the petitioners shall report before the respondent Police daily at 10.30 a.m., until further orders.

[c] the petitioners 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 petitioners shall not abscond
WEB COPY 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in



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P.K.Shaji vs. State of Kerala [(2005)AIR
WEB COPY SCW 5560].

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

(P D B J)

16.04.2026

vsg

To

1.The learned District Munsif Cum Judicial
Magistrate, Kariyapatti.

2.The Sub Inspector of Police,
Mallanginaru Police Station,
Virudhunagar District.

3.The Superintendent, District Jail, Kariyapatti.

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



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P. DHANABAL, J.,

vsg

ORDER
IN
CRL OP (MD) No. 7438 of 2026

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