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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21.04.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP (MD) . No. 7452 of 2026

Muniyasamy

...Petitioner/Accused No.2

Vs

State of Tamil Nadu rep by
The Inspector of Police,
Kovilpatti West Police Station,
Thoothukudi District.
(Crime No.167 of 2026)

...Respondent/Complainant

For Petitioner:Mr.M.Prabu

For Respondent:Mr.B.Nambi Selvan

Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-For bail in Crime No. 167 of 2026 on the
file of the respondent police.



ORDER : The Court made the following order :-

The petitioner/Accused No.2, who was arrested and remanded to judicial custody on 05.02.2026 for the offences punishable under Sections 296(b), 126(2) and 103(1) of BNS, 2023, in Crime No.167 of 2026 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the defacto complainant is the mother of the deceased. Due to previous enmity regarding fishing in the pond, the accused persons planned to kill the deceased and on 04.02.2026, the accused persons took the deceased to the occurrence spot and attacked with brick and killed him. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent



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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 05.02.2026. Hence, he prays to grant bail to the petitioner.

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 and the petitioner has four previous cases. Hence, he strongly 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 there was



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a previous enmity regarding the fishing in the pond, the occurrence was happened and though the petitioner has four previous cases, the same are not similar kind of offences and in all cases, he was released on bail, and as the date of occurrence is 04.02.2026, by this time material part of the investigation might have been completed and also considering the period of incarceration undergone by the petitioner from 05.02.2026, 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, Kovilpatti, and on further conditions that:



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[b] the petitioner shall report before the respondent Police daily 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;

[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



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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.

(P D B J)

21.04.2026

vsg



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To

1.The learned Judicial Magistrate No.II,
Kovilpatti.

2.The Inspector of Police,
Kovilpatti West Police Station,
Thoothukudi District.

3.The Superintendent,
District Jail, Perurnai.

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. 7452 of 2026

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