



CRL OP(MD). No.7992 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 22/04/2026

CORAM

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.7992 of 2026

Nellaiappan

... Petitioner/Sole Accused

Vs

The State of Tamilnadu Rep By,
The Inspector of Police,
Thoothukudi South Police Station,
Thoothukudi.

Cr.No.420 of 2026.

... Respondent/Complainant

PRAYER :-

For Bail in Cr.No.420 of 2026 on the file of the respondent police.

For Petitioner : K.Muthurakkan,
Advocate.

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



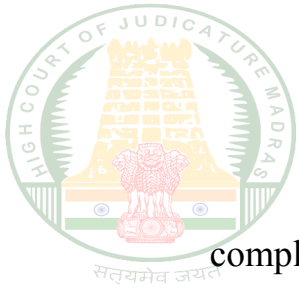
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judicial custody on 29.03.2026 for the offences punishable under Sections 329(4), 296(b), 232(1) and 351(3) of BNS, in Crime No.420 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 20.01.2026, at about 02.00 p.m, the petitioner is said to have trespassed into the house of the defacto complainant and abused the defacto complainant in filthy language and threatened the defacto complainant not to give evidence against him in S.C.No.367 of 2023 pending before the Mahila Court, Thoothukudi in connection with Crime No.11 of 2023. 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 he has been arrested and remanded to judicial custody on 29.03.2026. Therefore, prayed to grant bail for the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that the petitioner threatened the defacto



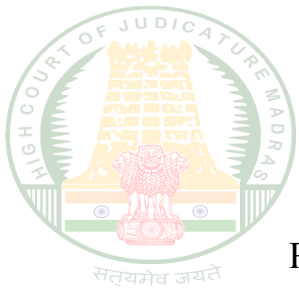
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complainant not to give evidence against him in S.C.No.367 of 2023 pending before the Mahila Court, Thoothukudi in connection with Crime No.11 of 2023 and hence, the offence is grave in nature and the investigation is still pending and the petitioner has 3 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 though the prosecution stated that the petitioner has 3 previous cases, those cases are not similar kind of offences and in that cases, he was granted bail and anticipatory bail, and considering the period of 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



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Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned **Judicial Magistrate Court No.I, Thoothukudi, Thoothukudi District**, and on further conditions that:

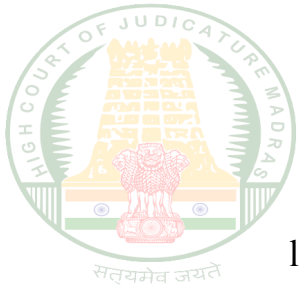
[b] the petitioner shall report before respondent police daily **at 10.30 a.m., until further orders.**

[c] the petitioner shall not commit any offence similar to the offence of which 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



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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)
22.04.2026

dss

To

- 1.The Judicial Magistrate Court No.I,
Thoothukudi, Thoothukudi District.
- 2.The Inspector of Police,
Thoothukudi South Police Station,
Thoothukudi.
3. The Superintendent,
Central Prison, Palayamkottai, Tirunelveli District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

P. DHANABAL,J

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ORDER
IN
CRL OP(MD) No.7992 of 2026

Date : 22/04/2026