



CRL OP(MD). No.8851 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07.05.2026

PRESENT

THE HONOURABLE MRS. **JUSTICE S.SRIMATHY**

CRL OP (MD) No.8851 of 2026

M.Mahalingam

... Petitioner/A2

Vs

The State of Tamilnadu,
Rep., by the Inspector of Police,
Austinpatti Police Station,
Madurai District.

(Crime No.14 of 2026) ... Respondent/Complainant

For Petitioner : Mr.S.Balaji Nivas

For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.14 of 2026 on the
file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to
judicial custody on 19.04.2026 for the offences



CRL OP(MD). No.8851 of 2026

punishable under Sections 103 and 115(2) of BNS, in Crime No.14 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that due to previous enmity, the accused persons attacked the defacto complainant's father, who subsequently succumbed to the injuries sustained in the occurrence. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that investigation is pending. He further submitted that A1 has been attributed with a specific overt act, whereas, insofar as A2 and A3 are



CRL OP(MD). No.8851 of 2026

concerned, the allegation against them is that they instigated the commission of the offence.

5. Taking into consideration of the facts and circumstances of the case and considering the nature of offence and also considering the period of incarceration suffered by the petitioners, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on executing 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 District Munsif cum Judicial Magistrate, Thirumangalam, and on further conditions that :-

[a] the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.



WEB COPY



CRL OP(MD). No.8851 of 2026

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

[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[d] the petitioner shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned 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 is 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].

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

07.05.2026

Rmk



CRL OP(MD). No.8851 of 2026

WEB COPY

- TO
- 1.The District Munsif cum Judicial Magistrate,
Thirumangalam.
 - 2.The Officer (Incharge), Sub Jail, Virudhunagar.
 - 3.The Inspector of Police,
Austinpatti Police Station,
Madurai District.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No.8851 of 2026

S . SRIMATHY , J

Rmk

ORDER
IN
CRL OP (MD) No.8851 of 2026

Date : 07.05.2026