



CRL OP(MD). No.9568 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/05/2026

PRESENT

The HONOURABLE MR. JUSTICE R.VIJAYAKUMAR

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C.Navinkumar

... Petitioner/Accused

Vs

State of Tamilnadu Rep by
Inspector of Police,
Elayirampannai Police Station,
Virudhunagar District.
Crime No.73 of 2026.

... Respondent/Complainant

For Petitioner : Mr.R. Iyappan,

For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime no.73 of 2026 on the file of the Respondent Police.

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ORDER : The Court made the following order :-

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The petitioner, who was arrested on 25.03.2026 for the offences punishable under Sections 140(1), 127(2), 296(b), 103(1) BNS in Crime No.73 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the defacto complainant and his brother attended a function on 22.03.2026, during which the brother of the defacto complainant allegedly took the mobile phone belonging to the wife of Accused No.1. On 23.03.2026, in order to recover the said mobile phone, the accused persons, allegedly kidnapped the brother of the defacto complainant. During the course of the incident, A1 attacked him on his private parts, A3 assaulted him with a stick on his stomach, back and chest and A4 assaulted him with his hands. As a result of these injuries, the victim succumbed and died. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has not committed any such offence. He has been falsely implicated in this case. He has no previous cases at his credit. He would further submit that he has been arrested and



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remanded to judicial custody on 25.03.2026. In this case, co-accused have already been enlarged on bail. Therefore, prayed to grant bail for the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that due to the assault made by the accused persons, the deceased died. He would further submit that the investigation is pending and the offences are grave in nature and 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, considering the period of incarceration undergone by the petitioner and the fact that the co-accused have already been enlarged on bail, this Court is inclined to grant bail to the petitioner, subject to the following conditions:



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*[a] Accordingly, this Criminal Original Petition is allowed and 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.I, Sathur, Virudhunagar District**, and on further conditions that:*

*[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 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



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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.

(R V J)
20.05.2026

PNM



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TO

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1. The Judicial Magistrate No.I, Sathur, Virudhunagar District.
2. Do-Through The Chief Judicial Magistrate,
Viruthunagar District.
3. The Superintendent, District Prison, Virudhunagar.
4. Inspector of Police, Elayirampennai Police Station,
Virudhunagar District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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R.VIJAYAKUMAR,J

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ORDER
IN
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