



CRL OP(MD). No.9609 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/05/2026

PRESENT

The HONOURABLE MR. JUSTICE R.VIJAYAKUMAR

CRL OP(MD). No.9609 of 2026

Uthayaprakash

... Petitioner/Accused

Vs

State of Tamilnadu Rep by
Inspector of Police,
Sankarankoil Town Police Station,
Tenkasi District.
(Crime No. 59/2026).

... Respondent/Complainant

For Petitioner : M/s.G.Kalidass,

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No.59/2026 on the file of the respondent police.



CRL OP(MD). No.9609 of 2026

ORDER : The Court made the following order :-

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The petitioner / Accused, who was arrested and remanded to judicial custody on 10.02.2026, for the offences punishable under Sections 61(2), 103(1), 351(3) r/w. 49 of BNS, in Crime No.59 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 04.02.2026, at night hours, when the deceased along with his mother went to their home, the accused persons jointly came the occurrence place, intercepted them, assaulted the deceased with sickle, the deceased sustained multiple injuries, they also threatened the defacto complainant with dire consequences. Hence, the 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. The petitioner is not present in the scene of occurrence. There is no specific overt act against the petitioner. In this case, co-accused has already been enlarged on bail. Hence, he prayed bail for the petitioner.



CRL OP(MD). No.9609 of 2026

4. The learned Additional Public Prosecutor appearing for the respondent submitted that the offences are grave in nature. The petitioner and the other accused persons were detained under Act 14. In this case, though the investigation has been completed and the charge sheet has also been filed before the concerned Court, considering the nature of the offences, he vehemently opposed the grant of 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, considering the facts that the co-accused has already been enlarged on bail; after completion of investigation, charge sheet was also filed before the concerned Court; the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions:



CRL OP(MD). No.9609 of 2026

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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, Sankarankovil***, 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 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



CRL OP(MD). No.9609 of 2026

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

TO

1. The Judicial Magistrate. Sankarankovil, Tenkasi District.
2. The Superintendent, Central Prison, Palayamkottai, Tirunelveli.
4. The Inspector of Police,
Sankarankoil Town Police Station, Tenkasi District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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CRL OP(MD). No.9609 of 2026

R.VIJAYAKUMAR,J

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ORDER
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