



CRL OP(MD). No.9696 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 20/05/2026

CORAM

THE HONOURABLE MR. JUSTICE R.VIJAYAKUMAR

CRL OP(MD). No.9696 of 2026

1. C.Azhakesan
2. S. Nagarajan
3. T. Mahendran
4. C. Chelladurai ... Petitioners/ Accused No.1 to 4

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Suchindram Police Station,
Kanniyakumari District.
(Crime No. 173 of 2026).

... Respondent/Complainant

PRAYER :-

For Anticipatory Bail in Crime No. 173 of 2026 on the file of the Respondent Police.

For Petitioners : R.J.Karthick,
Advocate.

For Respondent : Mr.A.Albert James,
Government Advocate (Crl.Side)

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the



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respondent for the offences punishable under Sections 126(2), 296(b), 115(2), 118(1), 351(3) and 303(2) of BNS, 2023, in Crime No.173 of 2026 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that due to the dispute between the first petitioner and the defacto complainant with regard to the administration of temple, the petitioners are said to have abused the defacto complainant in filthy language and attacked him with a sickle and caused blood injury and threatened him with dire consequences. Apart from that, a cash amount of Rs.5,500/- and a cell phone were also found missing in the above said occurrence. Hence, a case has been registered against the accused for the aforesaid offences. Hence, this petition.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and they have not committed any offence as alleged by the prosecution and their names have been falsely implicated in this case. Hence, he prays to grant anticipatory bail to the petitioners.



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4. The learned Government Advocate (Crl. Side) fairly submits that due to the dispute with regard to the administration of temple between the first petitioner and the defacto complainant, the alleged occurrence was happened and it is a case and case in counter and the injured was discharged from the hospital. However, he opposes to grant anticipatory bail to the petitioners.

5. Heard both sides and perused the materials available on record.

6. Considering the rival submissions on either side and the nature of offences charged against the petitioners and considering the facts that it is a case and case in counter and the injured was discharged from the hospital, I am inclined to grant anticipatory bail to the petitioners with certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten



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Thousand only) each with two sureties each for a like sum to the satisfaction of the Judicial Magistrate Court No.III, Nagercoil, within a period of fifteen days from the date on which the order copy is made ready and on further conditions that:

[a] the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioners shall report before the respondent police once in a month i.e., on first working day of every month at 10.30 a.m. until further orders;

[c] the petitioners shall not commit any offences of similar nature.

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

[e] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[f] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take



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appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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 B.N.S.

(R V J)
20.05.2026

dss

TO

1. The Judicial Magistrate Court No.III, Nagercoil.
2. The Inspector of Police,
Suchindram Police Station,
Kanniyakumari District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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R.VIJAYAKUMAR,J

DSS

ORDER
IN
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Date : 20/05/2026