



CRL OP(MD). No.10734 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 11/06/2026

CORAM

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.10734 of 2026

1. Suriya @ Mariya Suriya

2. Utchimakal

... Petitioner/ Accused
Rank Not Known
Vs

1. State of Tamilnadu Rep by,
The Inspector of Police,
Thirukkurungudi Police Station,
Tirunelveli District.
Crime No. 146 of 2026.

... Respondent/ Complainant

PRAYER :-

For Anticipatory Bail in Crime No. 146 of 2026 on the file of the respondent Police.

For Petitioners : S.Palanivelayutham,
Advocate.

For Respondent : Mr.G.Ganesh Kumar,
Government Advocate (Crl.Side)

ORDER : The Court made the following order :-



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The petitioners, who apprehend arrest at the hands of the respondent for the offences punishable under Sections 189(2), 296(b), 115(2), 351(3) r/w Section 303(2) N.H, 329(4) of BNS, 2023 and Section 4 of Tamilnadu Prohibition of Harassment of Women Act, in Crime No. 146 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 04.05.2026, at about 00.45 a.m, the accused persons trespassed into the house of the defacto complainant along with stick and aruval and searched for the husband of the defacto complainant and abused her in filthy language and assaulted her with bare hands and in the alleged occurrence, 2 sovereigns of gold chain of the defacto complainant was found missing. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent and they were falsely implicated in this case and they are no way connected in the above said incident. He would further submit that the injured was discharged from the hospital and no previous cases is pending against the petitioners. Hence, he prays to grant anticipatory bail to the petitioners.



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4. The learned Government Advocate (Crl. Side) would submit that the accused persons abused and attacked the defacto complainant and the investigation is still pending. Hence, he opposes to grant anticipatory bail to the petitioners. He would further submit that the injured was discharged from the hospital and no previous cases is pending against the first petitioner and the second petitioner has 1 previous case and the property was already recovered.

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 the injured was discharged from the hospital and the property was already recovered and no previous case is pending against the petitioner and the first petitioner has no previous case and though the prosecution stated that the second petitioner has 1 previous case, in that case, he was released on bail, I am inclined to grant anticipatory bail to the petitioners, subject to the following conditions:



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[a] Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **Judicial Magistrate, Valliyoor, Tirunelveli District**, on condition that the petitioners shall execute a bond for a sum of Rs. 10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate concerned and on further conditions that:

[b] the petitioners shall report before the respondent police, every Saturday at 10.30 a.m. for a period of 4 weeks, and thereafter as and when required for the interrogation.

[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



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learned Judicial Magistrate/Trial Court is entitled to take 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.

(P D B J)
11.06.2026

dss

To

- 1.The Judicial Magistrate, Valliyoor, Tirunelveli District.
- 2.The Inspector of Police,
Thirukkurungudi Police Station, Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL,J

dss

ORDER
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