



CRL OP(MD). No.11974 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23/06/2026

PRESENT

The HONOURABLE MR. JUSTICE P. DHANABAL

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S.Mathan

... Petitioner/Accused

Vs

The State of Tamil Nadu,
Rep. by Its, the Inspector of Police,
Bodi Taluk Police Station,
Theni District.
Crime No.296 of 2026..

... Respondent/Complainant

For Petitioner : S.G.L.Rishwanth,

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No.296 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 / Accused, who was arrested and remanded to judicial custody on 21.05.2026 for the offences punishable under Sections 126(2), 296(b), 308(4), 351(3) of BNS in Crime No. 296 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 21.05.2026 at 10.00 a.m., the petitioner has waylaid the defacto complainant, who is the owner of the AC Bar viz., Union Recreational Club and his friend, abused them in filthy language and demanded money from them. When the same was refused by the defacto complainant, the petitioner took a knife and threatened them. 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. He would further submit that nobody was injured in the occurrence. The petitioner has been arrested and remanded to judicial custody on 21.05.2026. Therefore, prayed to grant bail for the petitioner.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that based on the complaint lodged by the defacto complainant, the case has been registered against the accused. The petitioner is a history sheeted rowdy having 7 previous cases. 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, the nature of the offence and the fact that nobody was injured in the occurrence and further considering the fact that though the petitioner is a history sheeted rowdy having 7 previous cases to his credit, the petitioner has got bail in the previous cases registered against him, as well as taking into account of the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the



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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 Principal District and Sessions Judge, Theni**, and on further conditions that:*

*[b] the petitioner shall report before the **trial Court** on every Monday at 10.30 a.m., for a period of four weeks;*

[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 him from disclosing such facts to the Court or to any police officer or tamper with the evidence;



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[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.

(P D B J)
23.06.2026

PNM

TO

1. The Principal District and Sessions Judge, Theni
2. The Superintendent, Sub Jail, Uthamapalayam, Theni.
3. The Inspector of Police,
Bodi Taluk Police Station, Theni District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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P. DHANABAL,J

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ORDER
IN
CRL OP(MD) No.11974 of 2026

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