WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28-10-2026

CORAM

THE HON'BLE MR. JUSTICE K.MURALI SHANKAR

CRL OP(MD) No. 24356 of 2026

CNR:{HCMD011508422026}

Mohamed Nowfer Ali
S/o.Mohamed Farook,
D.No.90/1b,
Joseph Nagar Main Road,
Tirunagar,
Madurai City.

..Petitioner/
Accused No.2

Vs

State Of Tamilnadu Rep By
The Inspector Of Police,
Thirupullani Police Station,
Ramanathapuram District.
Crime No.193/2026.

..Respondent/
Complainant

PETITION FOR BAIL Under Section 483 BNSS.

Prayer : For Bail in Crime No.193 of 2026 on the file of the Respondent Police.

For Petitioner(s) :Mr.S.Atham Ali,
Advocate

For Respondent(s) :Mr.C.Susikumar,
Government Advocate (Crl. Side)

ORDER

The petitioner / second accused, who was arrested and remanded to judicial custody on 01.08.2026 for the offences punishable under Sections

https://www.mhc.tn.gov.in/judis

WEB COPY

127(2), 189(2), 296(b), 115(2), 118(1), 351(2), 140 and 109(1) BNS, in Crime No.193 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 30.07.2026 at about 09.00 p.m., while the defacto complainant's son and his friends were proceeding to consume alcohol at a bar situated on ECR Road, Thiruppullani, some unidentified persons came there in a car and kidnapped the defacto complainant's son. Hence, the complaint.

3. No doubt, the petitioner's earlier petition for bail in Crl.O.P.(MD)No.18252 of 2026 came to be dismissed by this Court on 21.08.2026.

4. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He would further submit that the petitioner is in judicial custody from 01.08.2026.

5. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that there are totally nine accused and the petitioner is arrayed as second accused, that there existed money

https://www.mhc.tn.gov.in/judis

WEB COPY

dispute between the defacto complainant and the first accused, due to which, they abducted the defacto complainant's son and assaulted him brutally and caused grievous injuries and that the defacto complainant's son was rescued by the police. He would further submit that the injured was already discharged from the hospital and that the petitioner is not having any previous cases.

6. Considering the above facts and circumstances and also the facts that the petitioner is in judicial custody from 01.08.2026, that the injured was already discharged from the hospital, that the petitioner is not having any previous cases and that investigation might have been completed by this time, this Court is inclined to grant bail to the petitioner subject to the following conditions:

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.I, Ramanathapuram, and on further conditions that:

a) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate / concerned court may obtain

https://www.mhc.tn.gov.in/judis

WEB COPY

a copy of their Aadhar card or Bank Pass Book to ensure their identity;

b) the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of one month and thereafter, as and when required for interrogation;

c) the petitioner shall not tamper with the evidence or witness either during investigation or trial;

d) the petitioner shall not abscond either during investigation or trial;

e) On breach of any of the aforesaid conditions, the learned 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 is 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];***

f) If the accused thereafter abscond, a fresh FIR can be registered under Section 269 BNS, 2023.

28-10-2026

CSM

https://www.mhc.tn.gov.in/judis

WEB COPY

To

1. The Judicial Magistrate No.I, Ramanathapuram.

2. Do through the Chief Judicial Magistrate, Ramanathapuram.

3. The Superintendent, Central Prison, Madurai.

4. The Inspector Of Police, Thirupullani Police Station,
Ramanathapuram District.

5. The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai

https://www.mhc.tn.gov.in/judis

WEB COPY

K.MURALI SHANKAR, J.

CSM

CRL OP(MD) No. 24356 of 2026

28-10-2026

https://www.mhc.tn.gov.in/judis