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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23-10-2026

CORAM

THE HON'BLE DR. JUSTICE P. MURUGAN

CRL OP(MD) No. 24219 of 2026

CNR:{HCMD011529542026}

Vanitha
S/o. Kombaiah,
No. 3/132, Pillaiyar Kovil South Street,
JJ Nagar, Padalaiyaarkulam,
Tirunelveli District.

..Petitioner(s)

Vs

The State of Tamilnadu Rep. by
The Inspector of Police,
Velliyanai Police Station,
Karur District
(Crime No. 122 of 2026)

..Respondent(s)

PRAYER: This Petition filed under section u/s 103 BNS (Bail) C-6B. To enlarge the petitioner on bail under sections 127(2), 103(1) and 305 of BNS @ 127(2),103(1),,61(2)(a),332(a),309(6), 317(5) and 3(5) of BNS in SC No. 51 of 2026 pending on the file of the Mahila Court, Karur.

For Petitioner(s): M/s C.Karthikeyan
M/s S.Vishnuvardhan
M/s J. Mohamed Ashik Jaman

For Respondent(s): Mr.A.Robinson
Additional Public Prosecutor,

ORDER : The Court made the following order :-

The petitioner / A5, who was arrested and remanded to judicial custody on 29.04.2026 for the offences punishable under

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Sections 127(2), 103(1) and 305 of BNS @ 127(2), 103(1), 61(2)(a), 332(a), 309(a), 317(5) and 3(5) of BNS, in Crime No.122 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the mother of the *defacto* complainant, who was aged about 79 years while sleeping outside of the house, accused persons had murdered her and robbed her jewels. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent and she has been falsely implicated in the above case and that she is no way connected with the alleged crime. The petitioner is having two female minor children. The petitioner has believed the version of her husband/A2 and pledged the jewels in a Pawnshop, without knowing the fact that it was a stolen jewelery. He would further submit that in this case investigation has been completed and the case is taken on file as SC No.51 of 2026 on the file of Mahila Judge, Karur. Hence, prays to grant bail.

4. The learned Additional Public Prosecutor appearing for the respondent police would submit that there are totally five accused and that the accused persons had committed murder and

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robbed 4 grams of jewels from the deceased. He would further submit that the petitioner is the wife of A2. He would further submit that though investigation has been completed, considering the nature of grave offence, prays to dismiss the petition.

5. On hearing both sides, it is seen that in this case there are 5 accused persons. The petitioner is the wife of A2. All are in judicial custody. The petitioner has been reminded to judicial custody from 29.04.2026. In this case investigation has been completed and charge sheet filed before the concerned Court and the same was taken on file in SC No.51 of 2026.

6.As per the prosecution case, A1 to A4 had murdered the mother of the *defacto* complainant for gain and stolen away 4 grams of gold jewels from her. The overt act against the petitioner/A5 is that she has pledged the stolen jewel of the deceased, since she believed the version of her husband/A2 in a Pawnshop and availed Rs.25,000/-.

7. Considering the above facts and circumstances and also the facts that the petitioner is being a lady and having two female minor children, who are under the custody of their grandmother and the fact that the petitioner is judicial custody from

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29.04.2026 and that the petitioner is not having any previous cases for similar offence, this Court is inclined to grant bail to the petitioner.

8. 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 **Sessions Judge, Mahila Court, Karur**.

[a] the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity;

[b] On execution of the surety, the accused is directed to appear before the **Sessions Judge, Mahila Court, Karur** for a period of 30 working days at 10.30 am. Thereafter, the accused shall appear before the said Court on every Wednesday at 10.30 am for a period of 10 weeks;

[c] In the event that the accused is unable to appear before the said Court, the counsel for the accused may file accused absence petition on behalf of the accused under Section 355 of BNSS and the same may be considered by the Court;

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[d] In the event that neither the accused appear nor his counsel file any such accused absent petition, the Court has to issue a Non Bailable Warrant against the accused and secure him and commit him to custody**;**

[e] If the accused thereafter absconds, a fresh FIR shall be registered under Section 269 BNS, 2023;

[f] If the investigating agency requires the presence of the accused, after the execution of the bail bond, the Investigating Officer has to issue a summons to the accused for interrogation. However, the interrogation should not amount to harassment of the accused. The issuance of the summons to the accused and the interrogation of the accused should be reflected in the CD file as well as in the General Diary. The said exercise shall be done by the Investigating Officer at once or twice during the daytime. Once the purpose of the interrogation is over, the accused shall be sent out from the police station without any further delay;

[g] On compliance of the above conditions for appearance of the accused all the conditions referred above shall stand relaxed;

[h] the petitioner shall not tamper with the evidence or witness either during investigation or

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trial;

[i] the petitioner shall not abscond either during investigation or trial;

[j] 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].**

(P M N J)
23.10.2026

PNM/KU

TO

1. The Sessions Judge, Mahila Court, Karur

2. The Superintendent, Special Prison for Women, Trichy.

3. The Inspector of Police,
Velliyanai Police Station, Karur District

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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Dr. P. MURUGAN, J.
PNM/KU

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