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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. 24143 of 2026

CNR:{HCMD011529942026}

Ganeshpandi @ PottaKurangu
S/o.Arumugam,
Naduvapatti,
Enjar Post,
Virudhunagar.

..Petitioner/
Sole Accused

Vs

State Of Tamilnadu Rep By
The Inspector Of Police,
Thiruthangal Police Station,
Virudhunagar District.
(Crime No.429 of 2026)

..Respondent/
Complainant

PETITION FOR BAIL Under Section 483 BNSS.

Prayer : For Bail in Crime No.429 of 2026 on the file of the Respondent Police.

For Petitioner(s) :Mr.Jagadeeshwaran R,
Advocate

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

ORDER

The petitioner / sole accused, who was arrested and remanded to

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judicial custody on 19.09.2026 for the offences punishable under Sections 126(2), 296(b), 324(4), 118(1), 351(3) BNS and Section 3 of TNPPDL Act, 1992, in Crime No.429 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that owing to a pre-existing dispute between the petitioner and the defacto complainant and his brother, on 18.09.2026, at about 10.15 p.m., while the defacto complainant and his friend Marimuthu were proceeding on a two-wheeler, the petitioner waylaid them, abused the defacto complainant in filthy language and kicked the two-wheeler, causing them to fall down. Thereafter, the petitioner allegedly used an aruval to damage the headlight dome of the defacto complainant's two-wheeler, assaulted the defacto complainant and threatened him with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution and that the petitioner is in judicial custody from 19.09.2026. He would further submit that the petitioner was charged for the offences under Sections 61(2), 191(2), 191(3), 296(b), 118(1), 109(1), 103(1), 351(3) BNS, Section 25(1A) of Arms Act, Section 3 of

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Explosive Substances Act 1908 and Sections 3(l)(r), 3(l)(s), 3(2)(va) of SC/ST (POA) Act in Crime No.143 of 2026 on the file of the Nanguneri Police Station, Tirunelveli District and since his bail petition came to be dismissed by the Special Court, he filed an appeal in Crl.A.(MD)No.601 of 2026 and this Court, vide judgment dated 31.08.2026, has granted bail and upon his release on bail in the said case, he was arrested in the present case.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the petitioner damaged the defacto complainant's two-wheeler, causing damage valued at Rs.2,000/- and that the petitioner is having 13 previous cases including 2 murder cases, in which, 5 cases were already disposed of and 8 cases are pending. He would further submit that the injured was already discharged from the hospital.

5. At this juncture, the learned counsel appearing for the petitioner would submit that the petitioner is ready and willing to deposit the amount towards damages as alleged by the prosecution.

6. Considering the above facts and circumstances and taking note

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of the fact that the petitioner is ready and willing to deposit the amount towards damages and also the facts that the petitioner is in judicial custody from 19.09.2026 and that the injured was already discharged from the hospital, 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.2, Sivakasi, Virudhunagar District, 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 a copy of their Aadhar card or Bank Pass Book to ensure their identity;

b) at the time of executing sureties, the petitioner shall deposit a sum of **Rs.2,500/- (Rupees Two Thousand and Five Hundred only)** to the credit of Crime No.429 of 2026 on the file of the respondent police before the learned Judicial Magistrate No.2, Sivakasi, Virudhunagar District, without prejudice to his rights and contentions before the trial Court and the same can be disbursed

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depending upon the outcome of the trial;

c) the petitioner shall stay at Tiruppur and report before the Inspector of Police, Tiruppur Central Police Station, Tiruppur, daily at 10.30 a.m., for a period of one month and thereafter, before the respondent police as and when required for interrogation;

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

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

f) 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];***

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

28-10-2026

CSM

To

1. The Judicial Magistrate No.2, Sivakasi, Virudhunagar District.

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2. Do through the Chief Judicial Magistrate, Virudhunagar.

3. The Superintendent, Central Prison, Madurai.

4. The Inspector Of Police, Thiruthangal Police Station,
Virudhunagar District.

5. The Inspector of Police, Tiruppur Central Police Station, Tiruppur.

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

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K.MURALI SHANKAR, J.

CSM

CRL OP(MD) No. 24143 of 2026

28-10-2026

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