WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04-11-2026

CORAM

THE HON'BLE MR. JUSTICE K.MURALI SHANKAR

CRL OP(MD) No. 25248 of 2026

CNR:{HCMD011531192026}

Case QR

Muthumanikandan

..Petitioner/
Accused No.4

Vs

The State of Tamilnadu Rep. by
The Inspector of Police,
Pettavaithalai Police Station,
Trichy District.
(Crime No. 88 of 2024)

..Respondent/
Complainant

PETITION FOR BAIL Under Section 483 BNSS.

Prayer : For Bail in connection with the case in S.C.No.215 of 2025 before the Principal District and Sessions Judge, Tiruchirappalli, in Crime No.88 of 2024 on the file of the Respondent Police.

For Petitioner(s) :Mr.SMA Jinnah,
Advocate

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

ORDER

The petitioner / fourth accused, who is facing a case for the offences punishable under Sections 61(2)(a), 310(2) r/w 311 BNS, in

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

WEB COPY

S.C.No.215 of 2025, on the file of the Principal District and Sessions Judge, Tiruchirappalli, in Crime No.88 of 2024, on the file of the respondent police, seeks bail.

2. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that since the petitioner has not turned up for the hearing in S.C.No.215 of 2025, Non-Bailable Warrant was ordered to be issued on 28.09.2026 and the petitioner surrendered before the concerned Court and filed a petition seeking recall of the Non-Bailable Warrant but the said petition came to be dismissed and he was remanded to judicial custody on 29.09.2026 and is in judicial custody till now. He would further submit that earlier since the petitioner has not turned up for the hearing, Non-Bailable Warrant was ordered to be issued on 17.04.2025 and the same was executed and he was arrested on 10.06.2025 and he was granted bail by this Court in Crl.O.P.(MD)No.14592 of 2025 on 17.09.2025.

3. The learned counsel appearing for the petitioner would submit that the petitioner's non-appearance before the trial Court was neither deliberate nor intentional and that the petitioner is in judicial custody from 29.09.2026.

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

WEB COPY

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that for the second time, Non-Bailable Warrant was issued and that the petitioner is having 10 previous cases including a case for the offence under Section 307 IPC.

5. Considering the above facts and circumstances and taking note of the fact that the petitioner's recall petition came to be dismissed and consequently, remanded to judicial custody and also the fact that the petitioner is in judicial custody from 29.09.2026, this Court is inclined to grant bail to the petitioner subject to the following conditions:

6. 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 Principal District and Sessions Judge, Tiruchirappalli, and on further conditions that:

a) the sureties shall affix their photographs and left thumb impression in the surety bond and the Sessions Judge / concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;

b) the petitioner shall appear and sign before the trial Court at 10.30

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

WEB COPY

a.m., on all working days until the disposal of the present case;

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 Sessions Judge / 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 Sessions Judge / 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.

04-11-2026

CSM

To

1. The Principal District and Sessions Judge, Tiruchirappalli.
2. Do through the Chief Judicial Magistrate, Tiruchirappalli.
3. The Superintendent, Central Prison, Trichy.
4. The Inspector of Police,
   Pettavaithalai Police Station,
   Trichy District.

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

WEB COPY

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. 25248 of 2026

04-11-2026

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