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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. 25250 of 2026

CNR:{HCMD011563382026}

Murali @ Muthukumar

..Petitioner/
Accused No.3

Vs

State Of Tamilnadu Rep By
The Inspector Of Police,
Thirumayam Police Station,
Pudukkottai District.
Crime No. 76/2026.

..Respondent/
Complainant

PETITION FOR BAIL Under Section 483 BNSS.

Prayer : For Bail in Crime No.76 of 2026 on the file of the Respondent Police.

For Petitioner(s) :Mr..Kottaichamy.P,
Advocate

For Respondent(s) :Mr.T.Lenin Kumar,
Additional Public Prosecutor

ORDER

The petitioner / third accused, who was arrested and remanded to judicial custody on 17.04.2026 for the offences punishable under Sections 191(2), 191(3), 126(2), 140(1), 296(b), 115(2), 103(1) BNS, in Crime

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No.76 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 16.04.2026 at about 06.30 p.m., when the deceased along with his friends, had gone towards Malaiyandikanmai for bathing and while they were standing near the TASMAC shop situated at Malaikudipatti, the accused persons came in a four wheeler, armed with deadly weapons, thereby, assaulted him and forcibly abducted him in the vehicle and thereafter attacked him with sickles and other deadly weapons, causing multiple injuries, due to which the deceased succumbed to death. Hence, the case.

3. No doubt, the petitioner's earlier petition for bail in Crl.O.P.(MD)No.23220 of 2026 came to be dismissed as withdrawn by this Court on 12.10.2026.

4. 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. He would further submit that the accused 4 and 5 were granted bail by this Court in Crl.O.P.(MD)No.9309 of 2026 on 20.05.2026 and the second accused was granted bail by this Court in Crl.O.P.(MD)No.10326 of 2026 on 22.06.2026, that the respondent police has filed the final report and the same was taken on file in

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S.C.No.267 of 2026 on the file of the Principal District Court, Pudukkottai, that when the petitioner was in judicial custody, he was detained under the Goondas Act and the same was subsequently quashed by this Court and that the petitioner is in judicial custody from 17.04.2026.

5. The learned Additional Public Prosecutor appearing for the respondent police would submit that it is a brutal murder case and that though the second accused has specific overt act, it has been mentioned that there was no specific overt act and on that basis, bail was granted to the second accused. He would further submit that the case now stands posted for examination of L.W.1 and L.W.2 and that the petitioner is having 10 previous cases.

6. Considering the above facts and circumstances and also the facts that the petitioner is in judicial custody from 17.04.2026, that the co-accused were granted bail by this Court and that the case now stands posted for examination of L.W.1 and L.W.2, 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

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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, Thirumayam, Pudukkottai 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) the petitioner shall stay at Viluppuram and report before the Inspector of Police, Viluppuram Town Police Station, Viluppuram, daily at 10.30 a.m., for a period of thirty (30) days and thereafter, appear and sign before the trial Court at 10.30 a.m., on all working days until further orders;

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

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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 Judicial Magistrate, Thirumayam, Pudukkottai District.
2. Do through the Chief Judicial Magistrate, Pudukkottai.
3. The Officer-in-Charge, District Prison, Pudukkottai.
4. The Inspector Of Police, Thirumayam Police Station, Pudukkottai District.
5. The Inspector Of Police, Viluppuram Town Police Station, Viluppuram.
6. The Additional Public Prosecutor
   Madurai Bench of Madras High Court
   Madurai

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K.MURALI SHANKAR, J.
CSM

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