



CRL OP(MD). No.23495 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 02/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE **S.SRIMATHY**

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Ashif @ M.Mohamed Ashif

... Petitioner/Accused

Vs

The State of Tamil Nadu,
Rep By,
The Inspector of Police,
CBCID, Ramanathapuram District.
Cr.No.03 of 2025.

... Respondent/Complainant

For Petitioner : Mr.Gokulvisvas C R,

For Respondent : Mr.S.S.Manoj,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No.3 of 2025 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioner, who has voluntarily surrendered before the learned Judicial Magistrate No.II, Ramanathapuram on 01.12.2025 for the offences punishable under Sections 194 BNSS @ 103(1), 189(2), 140(2), 296(b), 115(2), 118(1) and 238 of BNS 2023 @ 194 BNSS in Crime No. 3 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that due to money dispute, the accused persons attacked the deceased and due to which, the deceased died on the spot. Hence, the complaint.

3. The learned counsel for the petitioner submitted that without knowing that the other accused have planned to kill the deceased, the petitioner has given his coconut farm to them and he has not committed any offences as alleged by the prosecution. The petitioner is an innocent person. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court and he is in



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judicial custody from 01.12.2025. Hence, he seeks bail to the petitioner.

4. The learned Government Advocate (Crl.Side) submitted that there is no previous case pending against the petitioner. However, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and the fact that there is no previous case pending against the petitioner and also considering the period of incarceration suffered by the petitioner, 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 executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned **Judicial Magistrate No.II, Ramanathapuram**, and on further conditions that :-

[a] the sureties shall affix their photographs and Left



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Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall appear before the respondent police daily at 10.30 a.m., and also appear before the learned Judicial Magistrate No.II, Ramanathapuram, daily at 05.00 p.m., for a period of one month and thereafter, he shall appear before the respondent police as and when required.

[c] the petitioner shall not abscond either during investigation or trial.

[d] the petitioner shall not tamper with evidence or witness 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 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].



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[f] If the accused thereafter absconds, a fresh FIR can
be registered under Section 269 BNS.

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(S S Y J)
02.01.2026

LR

TO

1. The Judicial Magistrate No.II,
Ramanathapuram District.
2. The Superintendent,
Sub Jail, Ramanathapuram.
3. The Inspector of Police,
CBCID, Ramanathapuram District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY,J

LR

**ORDER
IN
CRL OP(MD) No.23495 of 2025**

Date : 02/01/2026