



In the Court of Sessions, Tirunelveli Division
Before the Principal Sessions Judge, Tirunelveli.
PRESENT : **Thiru.N.VENKATAVARADAN, B.L.,**
PRINCIPAL SESSIONS JUDGE, TIRUNELVELI
Wednesday, the 12th day of August 2026.
Cr.M.P.No.3589/2026

Manikandan, S/o.Alagappan.

...Petitioner/Accused.

/Versus /

State: The Inspector of Police,
Ambasamudram P.S.
Cr.No.634/2026.

...Respondent/Complainant.

Petition dated:06.08.2026 filed U/s. 483 of BNSS prays to grant bail.

This petition is coming on this day for hearing before me, in the presence of THIRU.R.PARTHIBAN, Advocate for the petitioner and THIRU.M.MAHARAJA, the Public Prosecutor for the state and upon hearing both sides arguments, this Court passed the following :

ORDER

The petitioner/accused was arrested and remanded to judicial custody on 05.08.2026 for the alleged offences under Sections.4 of TNPWH and 127(2),131,351(2),75,76 BNS Act, registered by the respondent police seeks bail.

The petitioner states that he has been accused for the alleged offences under section 4 of TNPWH and 127(2),131,351(2),75,76 BNS Act in Cr.No.634/2026 by the Respondent Police. The Petitioner further states that, he is innocent and he has not committed any offence. The alleged occurrence is said to have taken place on 27.07.2026 and 04.08.2026 and the matter was reported on 05.08.2026. As per the allegations in the FIR, on 27.07.2026 on the day of Aadi Thapasu festival, the defacto complainant, her friend Selvamathi and her mother Mariyammal visited Chinna Sankarankovil around 10.30 p.m., while they were walking back home from the



temple, the defacto complainant's friend parted ways upon reaching her own home. The defacto complainant continued alone as she walked past the house of Manikandan the husband of her maternal aunt's daughter located near Lakshiyammal hospital, Manikandan, who was standing in front of the house, approached her from behind. He grabbed and hugged her from the rear, covering her mouth with his left hand while pressing both her breasts with his right hand. When the defacto complainant struggled to break free, Manikandan lifted her onto his shoulder and attempted to forcible drag her away with the intent to commit a sexual assault. Upon the defacto complainant screaming, he released her and tired to flee. Later on 04.08.2026 at about 05.00 a.m. when the same was questioned, said Manikandan used abusing languages towards defacto complainant and her mother, whey they went to confront him about the said Manikandan attacked them. These allegations are false. The petitioner is in judicial custody for the past 8 days. He is ready to abide by any conditions. Therefore, seeks to enlarge him on bail.

The Respondent/prosecution filed objections stating that, the occurrence took place on 29.07.2026 at about 10.30 a.m., and 04.08.2026 at about 05.00 a.m. it is alleged that the petitioner hugged defacto complainant from behind and also sexually harassed her and also physically attempted to push her to cause sexual harassment. Further, when the same was questioned, he is abused the defacto complainant and also caused criminal intimidation. If the petitioner is released on bail, he will tamper the witnesses and will not appear for the trial. Therefore, Respondent objected to release the petitioner on bail.

The point for consideration is: Whether the petitioner is entitled to the relief of Bail as prayed for?

Point: Heard both sides. The petitioner's counsel contended that, actually in view of the land dispute and petitioner who is wearing Iyappa Malai and he is having devotion to the said god, this allegation is made in view of the land dispute. Further,



the petitioner's counsel contended that the alleged occurrence is said to have been taken place only on 29.07.2026 and complaint was preferred only on 04.08.2026 and there is a delay of 4 days. Though there is delay of 4 days, the respondent prosecution alleged that the occurrences are two and this case is registered as against the petitioner herein and he is having previous antecedent. Further, this court upon consideration of delay in the above case and the allegations of the petitioner that there is a previous land dispute this case is of the view that, further investigation needs to be have find out a actual involvement of the petitioner herein. Therefore, this court upon consideration of period of detention of the petitioner, is inclined to grant bail to the petitioner subject to the following conditions.

- i) that the petitioner is ordered to be enlarged on bail on executing his bond for Rs.10,000/- (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate, Ambasamudram;
- ii) that 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;
- iii) **that the petitioner shall report and sign before the respondent police daily at 10.00 a.m., until further orders** and further respondent police is directed to submit the report, deviations if any committed by the petitioner in observing the above condition. On further condition that he shall make available himself for interrogation as and when required by the investigation Officer ;
- iv) that the petitioner shall not tamper with evidence or witness either during investigation or trial;
- v) that the petitioner shall not abscond either during investigation or trial ;
- vi) that on breach of any of the aforesaid conditions, the learned Magistrate / Trial Court is entitled to take appropriate action against the petitioner in accordance

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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) ;

vii) If the accused thereafter absconds, a fresh FIR can be registered U/S.269 BNS.

Pronounced by me in open court, this the 12th day of August 2026.

**PRINCIPAL SESSIONS JUDGE,
TIRUNELVELI.**