

**IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.**

**Present: Tmt. G. VIJAYA, B.A., M.L., PGDCFS,
PRINCIPAL DISTRICT & SESSIONS JUDGE, COIMBATORE**

Tuesday, this the 10th day of March, 2026

CRIMINAL MISCELLANEOUS PETITION No.907/2026

1. Rajakumar (Age 22 years)
S/o. Nakul Mandal.

2. Ravi Kumar (Age 26 years),
S/o. Bidayanant Kamat.

... Petitioners / A-1 & A-4

/vs/

State, Rep. by
through the Inspector of Police,
Chettipalayam Police Station,
Crime No.429/2025.

Offences:u/s.296(b), 115(2), 103(2) of BNS.

Through the Public Prosecutor, Coimbatore.

(The District Munsif - Cum- Judicial Magistrate Court, Madukkarai.)

... Respondent

This petition filed on behalf of the petitioners to release them on bail u/s.483 of BNSS.

This petition is coming on this day for final hearing before this Court in the presence of **Tvl. B. Rajan and N. Radhica**, Advocates for the Petitioners/ Accused and **Thiru. V. Ravichandran, Public Prosecutor**, represented for State, upon perusing the petition submitted and upon hearing both side arguments, this Court pronounced the following:-

ORDER

Heard both side.

The petitioners are the accused in Crime No.429/2025 of Chettipalayam Police Station, for the alleged offence u/s.296(b), 115(2), 103(2) of BNS, they have filed this petition, seeking grant of bail.

2. Already two bail petitions filed by the petitioner were dismissed by this Court and this is the third bail petition.

3. The case of the prosecution is that the petitioners joined with two others attacked the deceased with bare hands and knife and due to which, the deceased died. Hence, the present case.

4. The learned counsel for the petitioners submitted that co-accused in this case, has been enlarged on bail by the Hon'ble High Court of Madras vide order in CrI.O.P.No.4850/2026, dated 06-03-2026. The learned counsel has further submitted that the petitioners are innocent and they have been falsely implicated in this case and they never indulged in any such activities as alleged and they are ready to abide any condition and they are in judicial custody for the past 87 days and prayed to enlarge the petitioners on bail.

5. The learned Public Prosecutor submitted that there are six accused in this case A-1 and A-3 are brothers. A-2 is the father of A-1 and A-3. A-4 to A-6 are the co-workers of the accused. The defacto complainant is the brother of the deceased. All the accused and the deceased are working as daily wages in a private company and living in the same room and they shared the expenses for food and shelter. All the accused and the deceased had prior enmity regarding the aspect that deceased not involved in cooking food. On the date of occurrence, all the accused, defacto complainant and the deceased were in the same room, at that time, all the accused consumed alcohol and some quarrels arose between the parties and in that process, the accused used filthy language and assaulted the defacto complainant and the deceased using bare hands. A-1 strangulated the deceased neck by using bare hands and attacked the deceased with knife on his neck and due to which, the deceased died on the very next day. The respondent police received post-mortem certificate and in which, it is clearly mentioned that the deceased died due to shock and hemorrhage due to stab and traction cut injury to the right side of neck. The learned Public Prosecutor has further submitted that the petitioners are the residents of Bihar. No previous case is reported against the petitioners. Investigation is not yet completed.

6. After considering the submissions, considering the nature of offence, having regard to the period of incarceration undergone by the petitioners, as co-accused has been enlarged on bail and no previous case is attributed against the petitioners, **this Court is inclined to grant bail to the petitioners subject to the following conditions:-**

(i) The petitioners are ordered to be enlarged on bail on his executing a bond for **Rs.25,000/-** with two sureties for a like sum each to the satisfaction of the

District Munsif-cum-Judicial Magistrate, Madukkarai.

(ii) 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) The petitioners are directed to sign before the respondent police, daily twice i.e., daily at 10.30 a.m. and 5.30 p.m., until further orders.

(iv) The petitioners shall not abscond either during investigation or trial.

(v) The petitioners shall not tamper with evidence or witness either during investigation or trial.

(vi) On breach of any of the aforesaid conditions, the learned Magistrate / Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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 abscond, a fresh FIR can be registered under Section 269 of BNS.

(viii) It is made clear that no petition seeking relaxation of the above conditions shall be entertained within a period of forty five (45) from the date of release of the petitioner.

This order is dictated to steno-typist, typed by her, corrected and pronounced by me on this 10th day of March, 2026.

PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.

CC to :

1. The District Munsif-cum-Judicial Magistrate Court, Madukkarai.
2. The Superintendent, Central Prison, Coimbatore.
3. The Public Prosecutor, Coimbatore.
4. The Inspector of Police, Chettipalayam Police Station,
5. Counsel for the Petitioners / Accused.