

In the Court of Principal Sessions Judge, Kanniyakumari District at
Nagercoil.

Present : Thiru B. Karthikeyan, B.L.,
Principal Sessions Judge.

Wednesday, the 11th day of March, 2026

CrI.M.P. No. 810/2026

(CNR.No.TNKK01-001262-2026)

Sathish Kumar @ Satheeh @ Satson (A1)
S/o. Isaiyan

.. Petitioner

/Vs./

The State of Tamil Nadu,

Through the Inspector of Police,

Kollencode Police Station

Crime No.257/2025 of Kollencode Police Station,

Rep. by Public Prosecutor, Nagercoil.

..Respondent

This petition is filed by Advocate Thiru C.V. Arun u/s 483 of
BNSS, praying to grant bail to the petitioner.

ORDER

Heard both sides. Perused the petition.

2. The petitioner/accused is alleged to have committed the
offence u/s 191(1), 191(3), 296(b), 115(2), 109, 351(3) and 103 of BNS.

3. The case of the prosecution is that on 18.10.2025, at about
12.05 P.M., the deceased along with one Vijayakumar went to a Tasmac shop

at Nadaikaavu, at that time the accused abused the deceased with filthy words and assaulted him with stones on his head and caused injuries, when the neighbours rushed to the spot, the accused threatened and escaped from the scene of occurrence, the injured was admitted in the hospital and he succumbed to his injuries on 21.10.2025. Hence the charge.

4. The learned counsel for the petitioner submitted that the petitioner is innocent of the offences alleged against him and no such occurrence took place as alleged by the prosecution and the petitioner voluntarily surrendered before the Judicial Magistrate Court No.II, Kuzhithurai on 27.10.2025 and from that date onwards he is under judicial custody and this is the 2nd bail application and the earlier application in CrI.M.P. No.4358/2025 was dismissed by this court on 18.11.2025 and the investigation is over and the case has been charge sheeted and taken on file as SC No.59/2026 and the same is pending before the Additional District Court, Kuzhithurai and the co-accused were granted bail by this court on 20.01.2026 in CrI.M.P. No.135/2026 and the petitioner is ready to abide by any condition and prayed for bail to the petitioner.

5. The learned Public Prosecutor opposed the application and submitted that there is a previous enmity between the deceased and these petitioners. So, these petitioners, A3 and A5 conspired together to do away the deceased. On 18.10.2025, the deceased standing in front of TASMACH Bar, these petitioners and A3 and A5 abused him and these petitioners assaulted

him with hand and leg. So, the deceased fell down and then, A1 took a hollow brick and put on the head of the deceased. So, he sustained severe injury. A3 put hollow block on the head of the deceased. A2, A4 and A5 put a hollow block on the head of the deceased repeatedly. Again, A1 took interlock stone and assaulted on the face of the deceased and then, all the accused escaped from the scene of occurrence. Originally, the case was registered u/s 191(2), 191(3), 296(b), 115(2), 109 and 351(3) of BNS and subsequently, injured succumbed to injuries on 21.10.2025. So, section of law altered and included Sec.103 of BNS. On 27.10.2025, this petitioner surrendered before the Judicial Magistrate No.II, Kuzhithurai and now the investigation of the case is over and the case has been charge sheeted in PRC No.2/2026 and the same was committed to this court and taken on file as SC No.59/2026 and the same is pending before the Additional District Court, Kuzhithurai. The petitioner has 6 previous cases and he is a history sheetter in HS No.177/2011 of Kollencode Police Station and he has been detained under Goondas Act in PD No. 40/2025 and the co-accused were granted bail.

6. The learned Public Prosecutor fairly concedes that the case has been charge sheeted and taken on file as SC No.59/2026 and the same is pending before the Additional District Court, Kuzhithurai and also considering the fact that the co-accused were granted bail and also considering the period of incarceration of the petitioner/accused i.e. for the past 135 days, this court is inclined to grant bail to the petitioner/Accused with conditions.

7. In the result, the petitioner/accused is ordered to be enlarged on bail on his executing a bond for a sum of Rs.10,000/- with two sureties each for a likesum to the satisfaction of the Additional District Judge, Kuzhithurai and after release the petitioner shall appear and sign before the Additional District Court, Kuzhithurai daily at 10.30 A.M. until further orders and accordingly this petition is allowed.

Pronounced by me in open court this the 11th day of March, 2026.

Principal Sessions Judge,
Kanniyakumari at Nagercoil.

To

The Additional District Judge, Kuzhithurai. (through e-mode).

The Secretary, District Legal Services Authority, Nagercoil.

(through e-mode)

The Inspector of Police, Kollencode Police Station.

(through court cell e-Mode)

The Superintendent, District Jail, Nagercoil. (through e-Mode)

The counsel for the petitioner.