

In the court of the Communal Clash Cases, Madurai
Present: **D.Jeyakumari Jemi Rathna, B.Com., B.L.,**
District and Sessions Judge
Communal Clash Cases Court, Madurai
Dated this the 16th Day of April 2026, Thursday

Crl.M.P.No.41/2026

in

S.C.No.2/2010

...

1. Alavudeen (44/2026),
S/o.Meeran Moideen,
Door No. 17, Cheran Nagar,
Karupu Kadai,
6th street, Coimbatore.

2. Mani Shahul @ Abu Huraria (50/2026),
S/o.Pakkir Mydeen,
155/38, K Rahamaniapuram,
12th Street, Krishnapuram,
Thenkasi.

3. Kamal Mydeen (80/2026),
S/o.Mohamed Mustafa,
Mount Road,
Thenkasi.

...Petitioners/Accused No-3, 25, 26

- /Versus/-

The State through the Inspector of Police,
Thenkasi Police Station,
Thenkasi.
(CrimeNo.461/2007)

...Respondent/Complainant

This petition filed u/s 72(2) of BNSS is coming on this 16th Day of April

2026 before this Court in the presence of Thiru.Sma.Jinna, Advocate for the petitioner and Thiru.R.Ramasubramanian, Special Public Prosecutor for the State and having stood over for consideration this Court delivered the following:-

ORDERS

Petition averments in nutshell:

The first petitioner on 25.11.2025, falsely roped in Cr.No.486/2025 Ramanathapuram police station, Coimbatore and remanded into Judicial custody and subsequently 7 criminal cases falsely foisted against him and how he is under incarceration for said reason he unable to appear before this court.

The second petitioner is an aged person. He has undergone major surgery in both legs. Metal plate was inserted in both legs and was unable to walk normally. He is under Medical case and treatment.

The third petitioner is also a senior citizen. He suddenly suffered cardiac disease and has been taking treatment for Cardiac Block. He under went Angioplasty and four valves were inserted now he is under continuous treatment at home and is unable to walk and also suffering from breathing problem.

The absence of the petitioners/ Accused No.3, 25 and 26 was neither willful nor wanton.

Hence this petitioner to recall Non Bailable Warrant without insisting the physical appearance of the petitioners / Accused.

Hence this petitioner have come forward with this petition to recall NBW .

On the above said circumstances considering the Medical ailments and age this court has comes to the conclusion, that the petition may be allowed even in the absence of the petitioners.

In the result, petition is allowed and NBW is recalled and cancelled.

Hand written by me and typed by Typist in computer and corrected and pronounced by me in open court, on this the 16th Day of April 2026

District and Sessions Judge,
Communal Clash Cases Court,
Madurai