

TNMD010016572026 TNMD010013022026



In the Court of the Principal Sessions Judge, Madurai.

Present : Thiru. S. SIVAKADATCHAM, B.Sc., M.L.,

Principal Sessions Judge, Madurai.

Saturday, this the 7<sup>th</sup> day of March, 2026.

Cr.L.M.P.No.1037/2026 & 823/2026.

CNR No.TNMD010016572026 TNMD010013022026

Mohammed Mydhin, S/o.Mohammed Ushuf ... Petitioner/Accused  
in Cr.L.M.P.No.1037/2026.

Archunan, S/o.Saravanan ... Petitioner/Accused  
in Cr.L.M.P.No.823/2026.

Vs

State through the Inspector of Police, ... Respondent/Complainant  
Oomatchikulam P.S. in Cr.No.11/2026 in both petitions.

These petitions coming on today for hearing before me in the presence of Thiru.B.Muthukumar, Advocate for the petitioner in Cr.L.M.P.No.1037/2026, Thiru.S.Sundarrajan, Advocate for the petitioner in Cr.L.M.P.No.823/2026, and of Public Prosecutor for the State, this court passed the following:

**Common Order**

1. Bail application in Cr.M.P.No.1037/2026 u/s 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS).

2. Anticipatory bail application in Cr.M.P.No.823/2026 u/s 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS).

3. Heard both sides.

4. The learned counsel for the petitioners/accused in Cr.M.P.Nos.1037 & 823/2026 would submit that the respondent police has registered a case against unknown accused in Crime No.11/2026 for the offences u/s 191(2), 126(2), 115(2), 121(1) of BNS and 4 of TNPWH Act and subsequently arrayed the petitioners as A1 and A4 in this case. The respondent police arrested the petitioner/A1 and remanded to judicial custody on 12.02.2026 and is in custody for the past 24 days. This is the 2<sup>nd</sup> petition filed by A1. The petitioner/A4 in Cr.M.P.No.823/2026 apprehends arrest and the hands of respondent police and he is seeking anticipatory bail. The native of petitioner/A4 is Sivagangai District, he has no nexus with the

alleged occurrence and there is no specific overt act against him. The petitioners are innocent and they have not committed any offences as alleged. While some of the accused were talking with each other, the defacto-complainant enquired them, took them to the police station in the name of enquiry and falsely implicated in this case. There is no necessity for the petitioners to attack the police personnel. The petitioners' name is not mentioned in the FIR. No such occurrence as alleged has taken place. The petitioners have not filed similar petition before the Hon'ble Madurai Bench of Madras High Court or any other court. The petitioners are ready to abide by any conditions that would be imposed by this court and prayed to grant bail / anticipatory bail to the petitioners.

4. The learned Public Prosecutor submitted that initially FIR was registered against 5 unknown accused persons. As per the case of the prosecution, the defacto-complainant is the Woman Head Constable-3949, working in Mattuthavani P.S. On 09.02.2026 at 09.30 p.m. after finishing her duty, she returned home. When she was coming near Aathukkal bridge on Ganapathy Nagar to Park town road, 3 persons have come there, 2 of them wrongfully restrained her Aactiva two-wheeler, one of them pulled her uniform shirt and another one beat her with a stick. On gathering of public, they ran away from the scene of occurrence. Two more persons, who were standing there, have ran into the nearby agricultural land. In this occurrence, the helmet glass was broken and thereby the defacto-complainant sustained injury at her face. While the accused was pulling her shirt, she sustained scratch wound at her neck and as one of the accused beat her with stick, she sustained swelling injury at her hand. Hence, the complaint. Injured has not taken any treatment. Investigation revealed that A1 to A5 have committed the offences and the petitioners are A1 and A4. A3 is juvenile. A4 and A5 are yet to be arrested. A4 is seeking anticipatory bail. Investigation is pending and objected to grant bail / anticipatory bail to the petitioners.

5. Rival contentions are taken into consideration. The alleged offences against the petitioners/accused are u/s 191(2), 126(2), 115(2), 121(1) of BNS and 4 of TNPWH Act. The occurrence is said to have taken place on 09.02.2026.

6. This is the 2<sup>nd</sup> petition filed by A1. The learned counsel for the petitioners/A1 and A4 submitted that the story alleged in the FIR is completely a false one, that no such occurrence as alleged has taken place and there is no necessity for them to threaten the police and prayed to consider their remand period. Per contra, the learned Public Prosecutor strongly objected stating that the defacto-complainant is the Woman Head Constable-3949, on 09.02.2026 at 09.30 p.m. while she was returning home, 3 persons have come there, 2 of them wrongfully restrained her Activa two-wheeler, one of them pulled her uniform shirt and another one beat her with a stick and thereby caused injury at her and also a swelling injury at her hand and that as the helmet glass was broken she sustained injury at her face. The accused persons are said to have assaulted the Woman Head Constable, while she was on duty, which cannot be taken lightly. It is a crime against the law enforcing authorities. The arrested A1 is in custody only for 24 days. A4 is seeking anticipatory bail, whose custodial interrogation is very much required, as per prosecution. Some of the accused are still absconding. Material part of investigation has not been completed. Considering the above facts, the seriousness of offences, the pending stage of investigation and the strong objections placed on the side of prosecution, this court is not inclined to grant bail / anticipatory bail to the petitioners at this stage and accordingly, the petitions are liable to be dismissed.

In the result, the petitions are dismissed.

Pronounced by me in the Open Court on the 7<sup>th</sup> day of March, 2026.

Principal Sessions Judge,  
Madurai

**Copy to :** The J.M.No.5. Madurai.