

TNMD010019012026



In the Court of the Principal Sessions Judge, Madurai.

Present : **Thiru. S. SHUNMUGAVEL B.A., B.L.,**

(II Additional District Judge (CBI Cases) , Madurai)

Principal Sessions Judge (i/c), Madurai.

(Authorised U/s.8(8) of BNSS)

Monday, this the 16th day of March, 2026.

CrI.M.P.No.1153/2026

CNR No.TNMD010019012026

Santhoshkumar, S/o.Murugan

... Petitioner/Accused.

Vs

State through the Inspector of Police,

Jaihindpuram P.S. in Cr.No.88/2026

... Respondent/Complainant.

This petition coming on today for hearing before me in the presence of Thiru.P.Jagadeesan, Advocate for the petitioner and of Public Prosecutor for the state, this court passed the following:

Order

1. Bail application u/s 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS).
2. Heard both sides.

3. The learned counsel for the petitioner/accused would submit that this is the 2nd petition and that the respondent police has registered a case in Crime No.88/2026 for the offences u/s 30 & 25(1A) of Arms Act against the petitioner. The respondent police arrested the petitioner and remanded to judicial custody on 15.02.2026 and is in custody for the past 30 days. The petitioner is innocent and he has not committed any offences as alleged. Investigation is almost over. The petitioner has not filed similar petition before the Hon'ble Madurai Bench of Madras High Court or any other court. The petitioner is ready to abide by any conditions that would be imposed by this Court and prayed to allow the petition.

4. The learned Public Prosecutor submitted that it is a case of single accused, who is the petitioner herein. As per the case of the prosecution, on 15.02.2026 at 11.45 a.m., near the Railway gate at M.K.Puram, Jaihindpuram, Madurai, the defacto-complainant, who is the Sub Inspector of Police, Jaihindpuram P.S. arrested the petitioner for having possession of sword with intention to commit robbery from public. The defacto-complainant recovered one sword (50 cm. length) from the petitioner. Hence, the

complaint. The petitioner is involved in 2 previous cases in Crime Nos.9/2026 & 46/2024. Investigation is pending and objected to grant bail to the petitioner.

5. Rival contentions are taken into consideration. The alleged offences against the petitioner/accused are u/s 30 & 25(1A) of Arms Act. The occurrence is said to have taken place on 15.02.2026. The petitioner is in custody for 30 days. Material part of investigation has been completed. This is the 2nd petition filed by the petitioner. Considering the above facts, the duress period of petitioner and the changed circumstances, this court is inclined to grant bail to the petitioner on conditions.

In the result, the petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- along with two sureties for a like sum each to the satisfaction of Judicial Magistrate No.IV, Madurai subject to the following conditions:-

(i) After release, the petitioner shall appear and sign before the Inspector of police, respondent police station **daily at 10.00 a.m. until further orders.**

(ii) The petitioner shall co-operate with the investigation and shall not threaten the witnesses and shall not cause hindrance to the pending investigation.

(iii) That the petitioner shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected and

(iv) If there is any violation of condition, the Investigation Officer is within his discretion to approach the Court of the learned Judicial Magistrate, concerned for cancellation of bail as per the ruling of the Hon'ble Supreme Court reported in **P.K.Shaji/Vs/State of Kerala, (2005) AIR S.C.W.5560.**

Pronounced by me in the Open Court on the 16th day of March, 2026.

Principal Sessions Judge (i/c),
Madurai

Copy to

1. The J.M.No.4. Madurai.
2. The Inspector of Police, Jaihindpuram P.S.
3. The Superintendent, Central Prison, Madurai.
4. The Petitioner through his counsel.