



In the Court of the Principal Sessions Judge, Madurai.

Present : THIRU. M.SAISARAVANAN., M.L.,

Principal Sessions Judge, Madurai.

Monday, this the 15th day of June, 2026.

Crl.M.P.No.2578/2026 & 2733/2026.

CNR No.TNMD010033892026 TNMD010036642026

Suresh, S/o.Vairamani

... Petitioner/Accused

in Crl.M.P.No.2578/2026.

Unit @ Arun Pandi, S/o.Sivalingam

... Petitioner/Accused

in Crl.M.P.No.2733/2026.

Vs

State through the Inspector of Police,
Austinpatti P.S. in Cr.No.74/2026

... Respondent/Complainant
in both petitions.

These petitions coming on today for hearing before me in the presence of Thiru.M.Keerthi Prasanna, Advocate for the petitioner in Crl.M.P.No.2578/2026, Thiru.R.Jeyapal, Advocate for the petitioner in Crl.M.P.No.2733/2026, and of Public Prosecutor for the State, this court passed the following:

Common Order

1. Bail applications u/s 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS).
2. Heard both sides.
3. The learned counsel for the petitioners/accused submitted that the respondent police has registered a case against the petitioners and others in Cr.No.74/2026 for the offences u/s 103, 191(2), 191(3), 296(b), 115(2), 118(1) of BNS. The petitioners are in judicial custody for the past 74 days. There existed enmity between A1 and the deceased. The petitioners/A5 and A6 are in no way connected with the offences alleged and there is no specific overt act against them. Nothing was recovered from the petitioners. Counter case is pending between the parties. Co-accused (A3) was granted bail by this court. Investigation is almost over. No similar petition is filed or pending before any superior courts. The petitioner is ready to abide by any conditions that would be imposed by this Court and that the petitions are to be allowed.
4. Per contra, the learned Public Prosecutor submitted that due to previous enmity, on 30.03.2026, A1 to A6 have abused the deceased in vulgar words and assaulted him brutally with deadly weapons and caused injuries all over his body, which resulted in death. This court granted bail to A3 on 14.05.2026 in view of his limited overt act.

Counter case in Crime No.75/2026 is pending between the parties. Investigation is pending and objected to allow the petitions.

5. Rival contentions are taken into consideration. The alleged offences against the petitioners/accused are u/s 103, 191(2), 191(3), 296(b), 115(2), 118(1) of BNS. As per the case of the prosecution, due to previous enmity, A1 to A6 have murdered the deceased. It is the case of petitioners/A5 and A6 that the petitioners are in no way connected with the offences alleged and there is no specific overt act against them, that nothing was recovered from the petitioners and that A3 was granted bail by this court and prayed to consider their remand period. Admittedly, the Vacation Sessions Court granted bail to A3 as per order dated 14.05.2026 with observation that though A1 to A6 have kidnapped the deceased, the deceased attacked A3 with liquor bottle and caused injury in the face of A3 and thereafter, the remaining accused took the deceased to some other place and attacked him with deadly weapons, due to which, he died and that A3 has not attacked the deceased. Whereas, the petitioners stand on a different footing that they directly involved in the occurrence, as per prosecution case. Hence, the petitioners/A5 and A6 cannot claim parity with A3. It is a case of brutal murder. The petitioners are in custody only for 74 days. Investigation is pending. Considering the above facts, the heinous nature of offences, the specific overt act attributed against the petitioners and the strong objections placed on the side of prosecution, this court is not inclined to grant 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 15th day of June, 2026.

Principal Sessions Judge,
Madurai

Copy to : The J.M.Thirumangalam.