

TNMD010041812026



In the Court of the Principal Sessions Judge, Madurai.

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

Principal Sessions Judge, Madurai.

Tuesday, this the 7th day of July, 2026.

Crl.M.P.No.3048/2026

CNR No.TNMD010041812026

A.Velankanni, S/o.Anthony

... Petitioner/Accused.

Vs

State through the Inspector of Police,

S.S.Colony P.S. in Cr.No.776/2023

... Respondent/Complainant.

This petition coming on today for hearing before me in the presence of Thiru.S.Ayyapparaja, Advocate for the petitioner and there is no representation on the side of Public Prosecutor and on perusal of the reply submitted by the respondent police, 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 the respondent police has registered a case against the petitioner and others in Cr.No.776/2023 for the offence u/s 399 of IPC. The case is now pending before this Court in SC.No.121/2026. Due to Jaundice, the petitioner could not appear before this court. NBW was issued against the petitioner and the same was executed on 27.06.2026 and is in custody for the past 11 days. The petitioner has not filed similar petition before the Hon'ble Madurai Bench of Madras High Court or any other court. Co-accused was granted bail by this court on 30.06.2026. The petitioner is ready to abide by any conditions that would be imposed by this court and he will appear before the court regularly without fail and prayed to grant bail to the petitioner with any stringent conditions.

4. The Public Prosecutor is not present. As per the reply submitted by the respondent police, the petitioner along with other accused has been charged for the offence stated supra and now the case is pending on the file of this court in SC.No.121/2026. Since the petitioner has not appeared before this court, NBW was issued on 09.03.2026, which was executed on 27.06.2026. The petitioner has 8 previous cases. If the petitioner is released on bail, again he will abscond, which will hinder the trial proceedings and objected to grant bail to the petitioner.

5. Rival contentions are taken into consideration. It is a case of jumped out of bail. The petitioner/accused has been arrested by the respondent police on execution of NBW on 27.06.2026. The case is now pending on the file of this Court in SC.No.121/2026. This court granted bail to A3, who was arrested on NBW, as per order in Cr.M.P.No.3014/2026 dated 30.06.2026. The petitioner is in custody for 11 days. The learned counsel for the petitioner submitted that the petitioner will regularly appear before the trial court and prayed to grant bail with any stringent conditions. Considering all these aspects, the period of custody and the facts and circumstances of the case, I am 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.V, Madurai subject to the following conditions:-

(i) After release, the petitioner shall appear and sign before **the Judicial Magistrate No.V, Madurai daily at 10.30 a.m. until further orders, except on hearing dates in SC.No.121/2026 on the file of this Court.**

(ii) The petitioner shall file petition for condition relaxation, if necessary, exclusively before the concerned Magistrate Court.

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

(iv) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer or tamper with the evidence.

(v) 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 7th day of July, 2026.

Principal Sessions Judge,
Madurai

Copy to

1. The J.M.No.5. Madurai.
2. The Inspector of Police, S.S.Colony P.S.
3. The Superintendent, Central Prison, Madurai.
4. The Petitioner through his counsel.