

TNMD010041842026 TNMD010041852026 TNMD010042362026



In the Court of the Principal Sessions Judge, Madurai.

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

Principal Sessions Judge, Madurai.

Friday, this the 3rd day of July, 2026.

Crl.M.P.No.3050/2026, 3051/2026 & 3085/2026.

CNR No.TNMD010041842026 TNMD010041852026 TNMD010042362026

V.Mohan @ Arasu, S/o.Virumandi

... Petitioner/Accused
in Crl.M.P.No.3050/2026.

Ajithkumar, S/o.Kubanthiran

... Petitioner/Accused
in Crl.M.P.No.3051/2026.

Devakumar, S/o.Raja

... Petitioner/Accused
in Crl.M.P.No.3085/2026.

Vs

State through the Inspector of Police,

... Respondent/Complainant

S.S.Colony (Madakulam) P.S. in Cr.No.123/2026

in all the petitions.

These petitions coming on today for hearing before me in the presence of Thiru.R.Vetrivel, Advocate for the petitioner in Crl.M.P.No.3050/2026, Thiru.K.Rajesh, Advocate for the petitioner in Crl.M.P.No.3051/2026, Thiru.K.Suriyamoorthy, Advocate for the petitioner in Crl.M.P.No.3085/2026, 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 in Crl.M.P.Nos.3050, 3051 & 3085/2026 would submit that the respondent registered a case against the petitioners and others in Cr.No.123/2026 for the offences u/s 194 of BNSS @ 105, 3(5), 3(6) of BNS. The petitioners in Crl.M.P.Nos.3050, 3051 & 3085/2026 are in judicial custody for the past 94 / 94 / 95 days respectively. The petitioners/A3, A1 and A4 are in no way connected with the death of deceased. Co-accused were granted bail. Final Report is also filed in this case. No similar petition is filed or pending before any superior courts. The petitioners are 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 initially FIR was registered u/s 194 of BNSS. Investigation revealed that at the instigation of A5, other accused viz. A1 to A4 have assaulted the deceased, who was in inebriated condition, indiscriminately by their hands, due to which, he died. Investigation is completed and Final Report is filed on 04.06.2026. This court granted bail to A2 and A5 as per orders dated 16.06.2026 & 17.06.2026 respectively and left the matter to the discretion of the court.

5. Rival contentions are taken into consideration. The alleged offences against the petitioner/A3, A1 and A4 are u/s 194 of BNSS @ 105, 3(5), 3(6) of BNS. As per prosecution, A1 to A5 allegedly committed culpable homicide not amounting to murder. It is reported on the side of prosecution that **investigation is completed and Final report is also filed**. The petitioners are in custody for 94 / 94 / 95 days respectively. Further custodial interrogation of petitioners is not necessary. This court already granted bail to A2 & A5 as per order in Cr.M.P.No.2762/2026 dated 16.06.2026 and Cr.M.P.No.2793/2026 dated 17.06.2026 respectively. Considering the above facts, the duress period of petitioners, the completion of investigation and the case being charge sheeted, this court is inclined to grant bail to the petitioners on conditions.

In the result, the petitioners in CrI.M.P.Nos.3050, 3051 & 3085/2026 are ordered to be enlarged on bail on their executing a bond for Rs.10,000/- each 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 petitioners shall appear sign before the Judicial Magistrate No.V, Madurai **weekly once i.e. on every Monday at 10.30 a.m. till the case is committed**.

(ii) The petitioners shall not threaten the witnesses and shall not commit an offence similar to the offence of which they are accused, or suspected, of the

commission of which they are suspected.

(iii) The petitioners 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.

(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 3rd 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 (Madakulam) P.S.
3. The Superintendent, Central Prison, Madurai.
4. The Petitioners through their counsels.