

TNMD010041872026



In the Court of the Principal Sessions Judge, Madurai.

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

Principal Sessions Judge, Madurai.

Thursday, this the 2nd day of July, 2026.

CrI.M.P.No.3053/2026

CNR No.TNMD010041872026

1. Pandi, S/o.Manikandan

2. Santhosh, S/o.Pandiarajan

... Petitioners/Accused.

Vs

State through the Inspector of Police,

Jaihindpuram P.S. in Cr.No.270/2026

... Respondent/Complainant.

This petition coming on today for hearing before me in the presence of Thiru.P.Vijay, Advocate for the petitioners 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 submitted that the respondent police has registered a case against the petitioners and others in Cr.No.270/2026 for the offences u/s 3(1) of TNPPDL Act, 115(2), 126(2), 296(b) and 351(3) of BNS. The petitioners/A2 and A4 are in judicial custody for the past 32 days. The petitioners are in no way connected with the offences alleged. Nobody was injured. The value of damage is not mentioned in the FIR. There is no specific overt act against the petitioners. Co-accused was granted bail by this court. 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 petition is to be allowed.

4. Per contra, the learned Public Prosecutor submitted that there existed enmity between the defacto-complainant and the accused persons as the defacto-complainant installed CCTV camera in front of his shop, where the accused persons used to consume alcohol. As a result, on 31.05.2026, A1 to A5 have wrongfully restrained the

defacto-complainant and his friends, abused the defacto-complainant in vulgar words, beat them by their hands and kicked them. They have also pushed down the two-wheelers (2 Nos.), which were parked in front of their house, and damaged the same with stones and pelted stones on the defacto-complainant's house and criminally intimidated them with dire consequences and left. The value of damage is estimated at Rs.5,000/-. A2 has many previous cases. Investigation is pending and objected to allow the petition.

5. Rival contentions are taken into consideration. The alleged offences against the petitioners/accused are u/s 3(1) of TNPPDL Act, 115(2), 126(2), 296(b) and 351(3) of BNS. As per the case of the prosecution, due to previous enmity, A1 to A5 have wrongfully restrained the defacto-complainant and his friends, abused the defacto-complainant in vulgar words, beat them by their hands and kicked them, that they have also pushed down the two-wheelers (2 Nos.) and damaged the same with stones and pelted stones on the defacto-complainant's house and criminally intimidated them with dire consequences. Though the value of damage caused by the accused is not mentioned in the FIR, during the course of arguments, the learned Public Prosecutor submitted that the value of damage caused by the accused persons is estimated at Rs.5,000/-. The reply submitted on the side of prosecution shows that no one was hospitalized for treatment. The petitioners are in custody for 32 days. Material part of investigation ought to have been completed by this time. This court already granted bail to A3 as per order in Cr.M.P.No.2759/2023 dated 16.06.2026. Considering the above facts, the duress period of petitioners, that nobody was hospitalized and the facts and circumstances of the case and also the damage said to have been caused by the accused persons, this court is inclined to grant bail to the petitioners on stringent conditions.

In the result, the petitioners 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.IV, Madurai subject to the following conditions:-

- (i) The petitioners are directed to **deposit a sum of Rs.1,000/- each to the credit**

of Cr.No.270/2026 of Jaihindpuram P.S. before the learned Judicial Magistrate No.IV, Madurai. After receipt of amount, the learned Judicial Magistrate shall deposit the said amount in an interest bearing Fixed Deposit in any Nationalized Bank initially for a period of one year and renew the same periodically until the final order/Judgment is passed in the case in Cr.No.270/2026. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/ Judgment.

(i) After release, the petitioners shall appear and sign before the the Inspector of Police, respondent police station **daily at 10.30 a.m. for a period of 30 days.**

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

(iii) The petitioners shall not commit an offence similar to the offence of which they are accused, or suspected, of the commission of which they are suspected.

(iv) 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.

(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 2nd day of July, 2026.

Principal Sessions Judge,
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 Petitioners through their counsel.