

TNMD010045062026



In the Court of the Principal Sessions Judge, Madurai.

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

Principal Sessions Judge, Madurai.

Monday, this the 13th day of July, 2026.

CrI.M.P.No.3268/2026

CNR No.TNMD010045062026

P.Rakki @ Rakesh, S/o.Ponnangan

... Petitioner/Accused.

Vs

State through the Inspector of Police,

Austinpatti P.S. in Cr.No.74/2026

... Respondent/Complainant.

This petition coming on today for hearing before me in the presence of Thiru.O.D.Rajkumar, 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 submitted that the respondent police has registered a case against the petitioner and others in Cr.No.74/2026 for the offences u/s 191(2), 191(3), 296(b), 115(2), 118(1), 109 of BNS @ 103, 115(2), 118(1), 191(2), 191(3) & 296(b) of BNS. The petitioner is in judicial custody for the past 100 days. The petitioner/A1 is in no way connected with the offences alleged. Co-accused were granted bail by this court. Investigation is completed and charge sheet is also filed. 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 petition is 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. Counter case in Crime No.75/2026 is pending between the parties. Co-accused (A2 and A3) were granted bail by this court. Investigation is completed and charge sheet is also filed and left the matter to the discretion of the court.

5. Rival contentions are taken into consideration. The alleged offences against the petitioner/accused are u/s 103, 115(2), 118(1), 191(2), 191(3) & 296(b) of BNS. As per the case of the prosecution, due to previous enmity, A1 to A6 have murdered the deceased. The learned Public Prosecutor contended that **investigation is completed and charge sheet is also filed** and the case is now pending as PRC No.43/2026 on the file of Judicial Magistrate, Tirumangalam. The petitioner is in custody for 100 days. No further detention of petitioner is required. The Vacation Sessions Court, Madurai already granted bail to A3 as per order dated 14.05.2026 and this court granted bail to A2 as per order in Cr.M.P.No.2978/2026 dated 29.06.2026. Considering the above facts, the period of custody of petitioner and also the completion of investigation and the case being charge sheeted, 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, Tirumangalam subject to the following conditions:-

(i) After release, the petitioner shall appear and sign before the Judicial Magistrate, Tirumangalam **weekly once i.e. on every Monday at 10.30 a.m. until the case is committed.**

(ii) 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.

(iii) 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.

(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 13th day of July, 2026.

Principal Sessions Judge,
Madurai

Copy to

1. The J.M.Thirumangalam.
2. The Inspector of Police, Austinpatti P.S.
3. The Superintendent, Central Prison, Madurai.
4. The Petitioner through his counsel.