

**IN THE COURT OF DISTRICT AND SESSIONS JUDGE,
MAYILADUTHURAI.**

Present: Dr. L.S. Sathiyamurthy, M.A., M.L., Ph.D.,
District and Sessions Judge, Mayiladuthurai.

State of Tamil Nadu.

Saturday, this the 07th day of March 2026.

Crl.M.P.No.343/2026

A1. Sathiyaprakash, S/o. Velmurugan

A3. Kathiravan, S/o. Kannappan

A4. Vetrirasan @ Vetriventhan,

S/o. Elangovan

...Petitioners / Accused.

Vs

State through the DSP, Sirkali.,

Sirkali P.S in Cr. No. 54/2026

...Respondent/Complainant.

U/s. 126(2), 296(b), 118(1), 351(3) of BNS @ r/w 3(1)(r), 3(1)(s), 3(2)(Va) SC/ST Act.

This petition came up today for the hearing in the presence of Thiru. S. Sankaranarayanan, Advocate appeared for the petitioners and Thiru. S. Karthikeyan, Special Public Prosecutor for the State and after careful consideration of the materials available on record and the submissions made on behalf of the parties, this court passed the following:

ORDER

1. This is a petition filed U/s. 480 & 483 of BNSS, 2023.

2. Heard, the learned counsel for the petitioners and the learned Special Public Prosecutor.

3. The petitioners are A1, A3 and A4 in a case registered in Cr.No. 54/2026 on the file of the respondent police. They have been facing a criminal case U/s. 126(2), 296(b), 118(1), 351(3) of BNS @ r/w 3(1)(r), 3(1)(s), 3(2)(Va) SC/ST Act..

4. While so, the petitioners have approached the Hon'ble High Court and filed a petition U/s. 528 of BNSS, 2023. The Hon'ble High Court in its order in Crl.O.P No. 3809/2026 dated 17.02.2026 directed the petitioners to surrender before this court and also there is a direction to this court to consider their bail application on the same day on merits. In pursuance of this order the petitioners have surrender before

this court and their surrender was accepted. Consequently, all the petitioners are remanded to judicial custody till 18.03.2026.

5. As directed by the Hon'ble High Court the petitioners have filed the separate application U/s. 480 and 483 of BNS seeking bail from this court. The petitioners have furnished the copy of this bail petition to the learned Special Public Prosecutor and a copy has already been sent to the defacto complainant by speed post as early as 03.03.2026. Postal acknowledgment are also filed before this court. Under the circumstances this court has to consider this bail application in the light of the direction given by the Hon'ble High Court in its order dated 17.02.2026 in CrI.O.P No. 3809/2026.

6. From the perusal of record, it came to light that A2 in this case had already remanded to judicial custody 03.02.2026 and later enlarged on bail by an order of this court dated 24.02.2026 in CrI.M.P No. 227/2026. Further, the learned Special Public Prosecutor vehemently opposed this bail application on the ground that the investigation is pending and if the petitioners enlarged on bail, they may tamper with the evidence.

7. This court considered the materials on record. There is a case registered against the defacto complainant in this case, on the complaint from the family members of accused persons. Therefore, there is a counter case between the defacto complainant and the accused person. More over, the case was registered on 02.02.2026. More than 31 days completed and the major portion of investigation is also over. The injured persons are already discharged from the hospital. Under the circumstances, if the petitioners are enlarged on bail with the stringent conditions it would cause no pre-judice to the respondent. Therefore, this court is inclined to allow this application on conditions.

In the result, this petition is allowed. Consequently, the petitioners are ordered to be enlarged on bail on their executing a bail bond as defined in section 2(d) BNSS 2023 along with similar bail bonds from two persons, each for a sum of Rs. 25,000/- to the satisfaction of this court for undertakings his/her appearance for further

proceedings, and with other conditions that,

(i) the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the petitioner and the sureties shall produce a copy of their Aadhar Card or Bank Passbook to ensure the identity.

(ii) the petitioners shall report before the Kumbakonam West Police station daily at 10.00 AM for a period of 30 days.

(iii) The petitioners shall co-operate for the investigation and shall not threaten the witnesses.

(iv) the petitioners shall not abscond either during investigation or trial.

(v) the petitioners shall not tamper with evidence or witness either during investigation or trial.

(vi) On breach of any of the aforesaid conditions, the Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji/Vs/State of Kerala, [(2005) AIR S.C.W.5560].

(vii) If the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS.

Pronounced by me in the Open Court on the 07th day of March 2026.

District and Sessions Judge,
Mayiladuthurai.

Copy to

1. The DSP, Sirkali.
2. The Inspector of Police, Sirkali P.S.
3. The Inspector of Police, Kumbakonam West P.S
4. The Petitioner through his counsel.