



IN THE COURT OF JUDICIAL MAGISTRATE AT UTHAMAPALAYAM.

Present: Thiru. P.Kamarasu, B.A., B.L.,
Judicial Magistrate, Uthamapalayam.

On this 21st day of August 2026

CrL.M.P. No. 539 / 2026

The State,
Rep. by Inspector of Police
Rayappanpatti P.S. in Cr. No. 186/2026

... Petitioner/Police

- Vs -

- 1) Mainavathi
W/o. Maharajan
- 2) Siva @ Sivakumar
S/o. Sivanandithevar
- 3) Nagajothi
W/o. Sivakumar
- 4) Mayakkal
W/o. Karuppaiah

... Respondents/Accused

This petition has been filed by the Inspector of Police, Rayappanpatti Police Station and the counter filed by the Learned Counsel Thiru.V.K.Parthiban. After considering the petition this court delivers the following

ORDER

1. This petition is for cancellation of bail filed U/S.480(5) of BNSS by the petitioner/police. On receipt of the said petition, the notice was ordered to be served on the respondents/accused. The respondents were served with the copy of the above petition. According to the prosecution, the respondents have been granted bail by Hon'ble Madurai Bench of Madras High Court, Madurai in CrL.OP(MD). No.8250/2026 dated 27.04.2026 and however, they failed to comply with the condition that the petitioner shall not commit any offence in similar nature which was



imposed in such order of bail. The respondents have involved in similar kind of offences and the FIR was registered at Rayappanpatti P.S in Crime No.258/2026 for the offences U/S.329(3), 324(4), 351(2) BNS and another case in Crime No.252/2026 for the offences U/S.191(2), 296(b), 115(2), 74, 351(2) BNS r/w 3(1)(r), 3(1)(s), 3(1)(w)(i) of SC/ST Act. As such, the respondents violated the conditions imposed on them while the grant of bail. As such, the prosecution prayed for allowing this petition.

2. The respondents filed a counter stating that they have been regularly complying with the conditions imposed on them while the grant of bail under order dated 27.04.2026 passed in CrI.OP(MD). No.8250/2026. The respondents have specifically stated that the subsequent FIR in Crime No.252/2026 was originally registered as against all of these respondents and however, the 3rd and 4th respondents have been dropped from the case. As such they prayed for dismissal of this petition.

3. This court heard both sides and perused the available records. Upon notice, the respondent entered appearance and filed their counter stating that they have been scrupulously following the conditions imposed by this court while the grant of bail. As held by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560], this court is empowered to cancel the bail if the conditions imposed on the accused while the grant of bail are violated.

4. According to the police, the respondents have involved in the commission of offences which are similar to the offences for which they have already been granted bail under order dated 27.04.2026 passed in CrI.OP(MD). No.8250/2026. Originally the FIR No.252/2026 was registered as against all of these respondents and however, the 3rd and 4th respondents have been dropped from the case. In so far as FIR No.258/2026 is concerned, the said FIR was registered only as against the 1st and 4th respondents. Cumulatively, it makes it clear that the 1st respondent has subsequently



involved in the commission of similar offence. No doubt while the grant of bail to these respondents under dated 27.04.2026 passed in CrI.OP(MD). No.8250/2026, one of the condition which has been imposed on these respondents is as follows ***“The petitioner shall not commit any offences of similar nature”***. As such, the 1st respondent has violated the said condition. As far as the 4th respondent is concerned, she is aged about 90 years. Hence, this court is of the view that the bail granted to the 1st respondent may be revoked.

In this result, this petition is partly allowed and the bail granted to the 1st respondent under order dated 27.04.2026 passed in CrI.OP(MD). No.8250/2026 is hereby cancelled/revoked only with respect to the 1st respondent. Consequently, NBW is ordered to be issued against the 1st respondent.

Dictated to Steno-typist, computerized by him, corrected and pronounced by me in open court on this 21st day of August - 2026.

Judicial Magistrate,
Uthamapalayam