

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, THANJAVUR.

PRESENT: **Tmt. J.Tamilarasi, B.Com.,M.L.,**
Sessions Judge,
(Principal Special Court for Exclusive Trial of cases under POCSO Act, Thanjavur /
Principal Sessions Judge, Thanjavur (FAC))

Thursday the 11th day of June, 2026

Criminal Miscellaneous Petition No.3464/2026
{CNR No: TNTJ01-004841 2026}

Sakthi Harish, aged 19/2026,
S/o.Karunanidhi.

....Petitioner/ A 1

/ versus /

State of Tamil Nadu represented by Inspector of Police
Kumbakonam Taluk Police Station,
Cr.No.195/2026

...Respondent/Complainant

This petition came up before this Court for hearing in the presence of Mr.R.Saravanan, Learned Advocate appearing for the petitioner and Mr.S.Sathiamoorthy, Learned Public Prosecutor appearing for the State and this court passed the following,

ORDER

This petition is filed by the petitioner u/s 483 of Bharatiya Nagarik Suraksha Sanhita (BNSS) - 2023, praying for bail.

Notice was issued. Reply was filed by the prosecution.

The Learned Counsel for the petitioner submits that the petitioner is being charged for the offences u/s 296(b), 131, 351(3) of Bharatiya Nyaya Sanhita, 2023 r/w section (3)(a) of Explosive Substances Act in Cr.No.195/2026 of Kumbakonam Taluk Police Station and he has not committed any offences as alleged and he has been falsely implicated in this case. He further submits that the petitioner is in judicial custody from 10.05.2026 and he is ready to abide by any condition to be imposed by this court and hence, he seeks bail for the petitioner.

Per contra, the Learned Public Prosecutor submits that the defacto-complainant Senthil is working as a temple priest and on 05.05.2026, he went to attend his brother's condolence along with his relatives, totally three accused persons including the petitioner herein/A1, came in a two wheeler, abused him in filthy language and threatened him with dire consequences and when he was sleeping in his brother's house after compromising the matter, they threw a petrol filled bottle covered with a cloth, set fire to the house. He further submits that the petitioner is a history sheeted rowdy bearing H.S.No.399/2026 and he has three more previous cases and co-accused/A2 & A3 are juveniles and they have been let on bail by the Juvenile Justice Board and investigation is pending and hence, he strongly opposed to release the petitioner on bail.

Rival submissions are taken into consideration. Perused the records. There are totally three accused persons in this case. The petitioner is arrayed as A1. As per the case of the respondent, the defacto-complainant Senthil is working as a temple priest and on 05.05.2026, he went to attend his brother's condolence along with his relatives, totally three accused persons including the petitioner herein/A1, came in a two wheeler, abused him in filthy language and threatened him with dire consequences and when he was sleeping in his brother's house after compromising the matter, they threw a petrol filled bottle covered with a cloth, set fire to the house. However, he is under judicial custody for the past 32 days from 10.05.2026. Co-accused/A2 & A3 are juveniles and they have been let on bail by the Juvenile Justice Board. By considering the above aspects, the facts and circumstances of the case, stage of investigation, nature of offences and period of incarceration, this Court is inclined to grant bail to the petitioner.

In the result, this Criminal Miscellaneous Petition is allowed with the following conditions:-

- 1) The petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/-(Rupees Ten Thousands Only) with two sureties each for a like sum to the satisfaction of the Jurisdictional Magistrate,
- 2) The petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and also submit a copy of their Aadhaar Card or any other identity card issued by the Government in proof of their identity,

3) The petitioner shall appear before the respondent, daily at 10.00 a.m. for a period of 30 days (including holidays) from the next day of his release, without fail and thereafter, as and when required for interrogation,

4) The petitioner shall not tamper with the prosecution witnesses and he shall be available for the trial as well. Further, he shall not misuse the liberty granted to him by indulging in any further offence and also not to leave the station either to abroad or other State without permission of this Court,

5) On breach of any of the above said conditions, the Jurisdictional Magistrate is entitled to take appropriate action against the petitioner in accordance with law as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala reported in (2005) AIR SC W 5560, and

6) If the petitioner thereafter absconds, a fresh FIR can be registered under section 269 of BNS.

Pronounced by me in Open Court, this the 11th day of June, 2026.

Principal Sessions Judge,
Thanjavur.(FAC)

Copy to:

- 1) The Judicial Magistrate No.II, Kumbakonam
- 2) The Inspector of Police, Kumbakonam Taluk Police Station.
- 3) The Superintendent, Central Prison, Trichy or the concerned Jail Authority where the petitioner is under judicial custody now.
- 4) The Counsel for the petitioner.