

In the Court of Sessions, Tirunelveli Division
Before the Principal Sessions Judge, Tirunelveli.
PRESENT : **Thiru.N.VENKATAVARADAN, B.L.,**
PRINCIPAL SESSIONS JUDGE.
Friday, the 05th day of June 2026.
Cr.M.P.No.2278/2026
(CNR No.TNTL 0100 4462 2026)

Muthukumar @ Madhan, S/o.Arumugaraj.

...Petitioner/Accused.

/Versus /

State: The Inspector of Police,
Manur P.S
Cr.No.649/2026.

... Respondent/Complainant.

Petition dated:01.06.2026 filed U/s. 483 of BNSS prays to grant bail.

This petition is coming on this day for hearing before me, in the presence of
THIRU.B.VIVEK SHANKAR, Advocate for the petitioner and
THIRU.K.SUBRAMANIAN, the Public Prosecutor for the respondent and upon
hearing both sides arguments, this Court passed the following :

ORDER

The petitioner/accused was arrested and remanded to judicial custody on
22.05.2026, for the alleged offences under Sections.296(b), 351(3) of BNS and
25(1A) of Arms Act, registered by respondent police, seeks bail.

The petitioner states that the petitioner is charged for the offences under section
296(b), 351(3) of BNS and 25(1A) of Arms in Cr.No.649/2026. The Petitioner further
stats that he is innocent and the occurrence is said to have taken place on 22.05.2026
at 03.00 p.m. near Gomathi Two wheeler workshop opposite, Manur. The petitioner
further states as according to the prosecution case the accused was standing in the
place of occurrence and disturbing the public peace, when the police parties reached
the scene of occurrence on receiving information, the petitioner also abused the
police parties with filthy language. The petitioner states that, said case is false, he is
residing in the above address and he is ready to abide any conditions and he seeks to
enlarge him on bail.

The Respondent filed objections stating that, on 22.05.202 at about 03.00 p.m. at Rajagobalapuram bus stop near Gomathi Two wheeler workshop the petitioner was disturbing the public peace by using filthy languages and even when the police parties reached the scene of occurrence he was threatened even the police, he was also having aruval in his hand and threatened to injure when any one comes near him. Prosecution also states that if the petitioner is released on anticipatory bail, he will tamper with witnesses and will repeat the said similar offences again. The police also states that nearly 20 previous cases are pending as against the petitioner herein. Therefore objected to release the petitioner on bail.

The point for consideration is: Whether the petitioner is entitled to the relief of Bail as prayed for?

Point: -Heard both sides. The Petitioner who has been charged for alleged offence u/s 296(b), 351(3) of BNS and 25(1A) The Arms Act for allegedly causing disturbance to the public by using filthy language and also threatened the public as well the police of causing grievous injury by using aruval in the public. The petitioner claims that he is a innocent and has not committed any offence, where as the respondent police objected and the learned Public Prosecutor also reported 20 previous cases pending as against the petitioner and nearly 3 offences also 302 IPC, also it seems cases are pending from in the year 2010. Some of the cases are possession narcotic drugs of minimum quantity and some of small quantity and other regular IPC offences. Further in one 302 IPC case he was said to have been acquitted The petitioner is in custody from 22.05.2026. Taking into consideration of the detention period of the petitioner and the nature of allegations made against the petitioner herein in this case, this court is inclined to grant bail to the petitioner subject to the following conditions.

- i) that the petitioner is ordered to be enlarged on bail on executing his bond for Rs.10,000/- (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate, No.V Tirunelveli;
- ii) that the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or

Bank pass book to ensure their identity;

- iii) **that the petitioner shall report and sign before the respondent police daily at 10.00 a.m., until further orders** and further respondent police is directed to submit the report, deviations if any committed by the petitioner in observing the above condition. On further condition that he shall make available himself for interrogation as and when required by the investigation Officer ;
- iv) that the petitioner shall not tamper with evidence or witness either during investigation or trial;
- v) that the petitioner shall not abscond either during investigation or trial ;
- vi) that on breach of any of the aforesaid conditions, the learned Magistrate / Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate / trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji -vs- State of Kerala (2005) AIR SCW 5560) ;
- vii) If the accused thereafter absconds, a fresh FIR can be registered U/S.269 BNS.

Pronounced by me in open court, this the 05th day of June 2026.

PRINCIPAL SESSIONS JUDGE,
TIRUNELVELI.

Copy To:-

The Judicial Magistrate, No.V Tirunelveli.
The Public Prosecutor, Tirunelveli.
The Inspector of Police, Manur P.S
The Superintendent, Central Prison, Palayamkottai.
The Counsel for petitioner.