

**IN THE COURT OF ADDITIONAL DISTRICT AND SESSIONS JUDGE (FTC),
TENKASI.**

**Present: Thiru. S. Manojkumar, M.A., M.L.,
Additional District and Sessions Judge, Tenkasi**

Wednesday, the 18th Day of March 2026

Cr.M.P. No.797/2026

in

S.C. No. 420/2025

(CNR No:TNTS01-001300-2026)

Harihara Sudhan, Aged 24 years,
S/o. Manikandan

.....Petitioner/ Accused No.3

/Vs/

State:Inspector of Police,
Tenkasi P.S.Cr.No. 315/2025

...Respondent/Complainant

Petition dated 06.03.2026 filed u/s 483 BNSS to grant bail to the petitioner/ accused.

This petition came before this Court finally on 28.10.2025 in the presence of Tr.M.Ramanathan, Advocate for the petitioner/accused and Thiru.S.Velusamy, Additional Public Prosecutor for the respondent/complainant and upon hearing arguments of both sides and perusing the records, this court passed the following

ORDER

The petitioner/accused, who is in Judicial custody from 18.04.2025 for the alleged offence punishable under section 103(1), 296(b), 351(3) of BNS 2023 altered into 103(2), 296(b), 351(3), 61(2) of BNS 2023 registered by the respondent/complainant in Tenkasi P.S.Cr.No.315/2025 seeks bail.

The learned counsel for the petitioner/accused has argued that the petitioner/accused is in custody from 18.04.2025 and co -accused were released on bail and if the petitioner/accused is released on bail, he would neither abscond nor evade the due process or law and prayed to grant bail to the petitioner/accused subject to any conditions.

The learned Additional Public Prosecutor has argued that the petitioner/accused is prime one in this case and he is released on bail, there is a chance for taking revenge against the accused persons by the other side and also a chance to tamper the witnesses and to continue to involve in offences of similar nature and further the case is posted for framing of charge.

Therefore the petition is to be dismissed.

On perusal of records, it is alleged on the side Prosecution that due to previous enmity, on 16.04.2025 at 16.00 hours and petitioner/accused and other co-accused persons murdered one Kuthalilingam in order to take revenge against the murder of the husband of 5th accused. The petitioner/accused was remanded to Judicial custody on 18.04.2025 and he is custody for the past ten months. The case is pending for opening of Prosecution. Hence, considering the facts and circumstances of the case, incarceration period of the petitioner/accused, stage of the case and in the interest of Justice, this Court is inclined to grant bail to the petitioner/accused subject to following conditions. Accordingly,

- (i)** The petitioner/accused is ordered to be enlarged on bail on his executing a bond for Rs.20,000/- (Rupees Twenty Thousand only) with two sureties for the likesum each along with solvency certificates to the satisfaction of this Court.
- ii)** The sureties shall affix their photographs and Left Thumb Impression in the surety bond and submit the copy of their Aadhaar card or Bank pass book to ensure their identity;
- iii)** The petitioner/accused shall report and sign before the Bodinayakanur Police Station, Theni District daily at 9.00 A.M. until further orders.
- iv)** The petitioner/accused shall not tamper with evidence or witness during Trial;
- v)** The petitioner/accused shall not abscond during Trial.
- vi)** that on breach of any of the aforesaid conditions, appropriate action will be taken against the petitioner/accused in accordance with law.

Pronounced in the open court, on this, the 18th Day of March 2026.

Additional District and Sessions Judge,
Tenkasi.

Copy to:

- 1) The Additional Public Prosecutor, Tenkasi
- 2) The Counsel for the petitioner/accused
- 3) The Inspector of Police, Tenkasi P.S.
- 4) The Superintendent, Central Jail, Palayamkottai.
- 5) The Inspector of Police, Bodinayakanur P.S., Theni District

