

IN THE SPECIAL COURT FOR TRIAL OF SC/ST ACT CASES, PUDUKKOTTAI.

Present: Thiru. T. Panneerselvam, M.B.A., M.L.,
Additional District and Sessions Judge/Presiding Officer, EC and NDPS
Act cases, Pudukkottai.

Special Sessions Judge, Special Court for Trial of SC/ST Act Cases,
Pudukkottai. (FAC)

Friday the 14th day of August'2026

Cr.M.P.No. 262/2026

Kumaravel, Aged 36/2026, (A1)

S/o. Sundaram.

..... Petitioner/Accused

/ Vs /

State rep. by Inspector of police,

Viralimalai Police Station,

Crime No. 180/2026

U/s. 103(1), 109 of BNS

r/w 3(2)(va) of SC/ST (POA) Amended Act 2015

..... Respondent/Complainant

Petition dated 13.08.2026 filed u/s. 187(3) BNSS praying for grant bail.

This petition is coming on this day for hearing before me in the presence of Advocate Thiru. C. Kannan., M.A., B.L., for the petitioner and the Special Public Prosecutor Thiru. S. Pandiyaraj, B.A., B.L., for the respondent and hearing the arguments of both sides, this court has passed the following.

ORDER

Heard and records perused. Petition filed u/s. 187(3) of BNSS for seeking statutory bail. The offence is U/s. 103(1), 109 of BNS r/w 3(2)(va) of SC/ST (POA) Amended Act 2015. The accused is seeking a bail under section 187(3) of BNSS and on the accused side argued that the petitioner is entitled to get a default bail as right and cited the authorities of Hon'ble Supreme court in Writ petition (Criminal) No. 60 of 2023 dated 26.04.2023 and Hon'ble Madurai Bench of Madras High court in CrI.R.C.(MD) No. 1057 of 2023 dated 03.06.2025 and Hon'ble Madras High court in CrI.R.C.No. 1203 of 2025 dated

07.08.2025 and Hon'ble Madras High court in CrI.A.(MD).No.563 of 2026 dated 14.05.2026 and heard both side arguments. In this case this accused is in custody from 14.05.2026 to till date.

I very carefully perused the case records and the arguments of both side and on perusal of case records and it is found that there is a bail petition filed the same accused before the Hon'ble Madurai Bench of High court, it is learnt that the said application for this accused is pending before the Hon'ble Madurai Bench of High court and reposted for hearing for enquiry on 24.08.2026 and the said bail application is pending.

On perusal of case records it is found that on 13.08.2026, the final report was filed by the Deputy Superintendent of Police of Illupur through online and the said final report was filed and pending for consideration for taken on file.

On the petitioner side it is argued that the final report filed on 13.08.2026 is only incomplete and the petitioner is having a legal right for enlarge on default bail it is found that incomplete final report with minor issues of not e-filing few documents, copy of documents that do not make the final report as incomplete or give a right to default by as long as the core final report which was submitted on 13.08.2026 itself. Hence in my considered opinion in this case that case investigation is over and core final report was filed on 13.08.2026 and the petitioner also filed the bail application for himself before the Hon'ble Madurai Bench of Madras High court, which is now pending for consideration on coming 24.08.2026.

Therefore, I with available records and bail application I most humbly opined that the citations stated in the arguments of petitioner counsel is not opt and applicable to the present bail application. Because, on prosecution side a core final report was filed on 13.08.2026 and the petitioner also filed the bail application before the Hon'ble Madurai Bench of Madras High court, which is now pending for consideration on coming 24.08.2026.

Hence in my considered opinion, in the interest of justice, this petition is not maintainable. Therefore, I am not inclined to grant bail to the petitioner.

In the result, this petition is dismissed.

Pronounced by me in the open Court on the 14th day of August 2026.

Sd/-T.Panneerselvam,
Special Sessions Judge (FAC),
Special Court for Trial of SC/ST (POA) Act Cases,
Pudukkottai.

Copy to

1. Thiru.C.Kannan., M.A., B.L., Petitioners Counsel.
2. Thiru.S.Pandiyaraj, B.A., B.L., Special Public Prosecutor.
3. The Inspector of Police, Viralimalai Police Station.

//True Copy//

Special Sessions Judge (FAC),
Special Court for Trial of SC/ST (POA) Act Cases,
Pudukkottai.