

Mathan Vs The State of Tamilnadu

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Court : Chennai

Decided On : Jul-03-2026

Judge : Honourable Mr.Justice K.Rajasekar

Appeal No. : CRL OP(MD)/13284/2026

Appellant : Mathan

Respondent : The State of Tamilnadu

Judgement :

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction) Date : 03.07.2026 PRESENT THE HONOURABLE MR. JUSTICE K. RAJASEKAR CRL OP(MD). No. 13284 of 2026 Mathan ...Petitioner Vs State of Tamil Nadu rep. by The Inspector of Police, Puliyanakudi Police Station, Tenkasi District. (Crime No.262 of 2026) ...Respondent/Complainant For Petitioner : Mr.S.Vikraman Advocate For Respondent : Mr.N.Balasubramanian Counsel for State of TN (Crl. Side) PETITION FOR BAIL Under Sec.483 of BNSS PRAYER :- For Bail in Cr.No. 262 of 2026 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner / Accused, who was arrested and remanded to judicial custody on 03.06.2026, for the offences punishable under Section 303(2) of BNS, in Crime No.262 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner joining hands with other accused, has committed theft of 24 Amaraja Batteries from the Locker room near the tower situated at Thalaivankottai Panchayat. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the

petitioner is innocent and he was falsely implicated in this case and he has not committed any offence as alleged by the prosecution. The co-accused in this case has been granted anticipatory bail by the Sessions Court. Though the petitioner has some previous cases, all the cases were registered for the same offence, only on the basis of the confession statement made by the co-accused. The petitioner is in custody from 03.06.2026 and ready to abide any condition imposed by this Court. Hence, he prayed bail for the petitioner.

4. The learned Counsel appearing for the State reiterated the prosecution

case and reported that the property was recovered. The petitioner has totally 6 previous cases. Investigation is still pending. He opposed the grant of bail to the petitioner.

5. This Court heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case, considering the

nature of offence, co-accused in this case has been released on bail, the property has been recovered, though the petitioner has 6 previous cases, all the cases were registered on the same allegation and within short span of time and also considering the period of incarceration, I am inclined to grant bail to the petitioner subject to certain conditions. [a] Accordingly, the petitioner is ordered to be released on bail on condition

to execute a bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Sivagiri, and on further conditions that: [b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of three weeks, thereafter as and when required for interrogation; [c] the petitioner shall not commit any offence similar to the offence of which he/she is accused, or suspected, or of the commission of which he/she is suspected; [d] the petitioner shall not abscond either during investigation

or trial; [e] the petitioner shall not directly or indirectly make any

inducement, threat or promise to any person acquainted with the facts

of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence; [f] On breach of any of the aforesaid conditions, the learned Judicial 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 51730]. [g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS. (K R S J) 03.07.2026 TM
To 1.The Judicial Magistrate, Sivagiri. 2.The Inspector of Police, Puliyanankudi Police Station, Tenkasi District. (Crime No.262 of 2026)
3.The Superintendent, Central Prison, Palayamkottai.

4.The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

K. RAJASEKAR, J.

TM

ORDER

IN CRL OP(MD) No. 13284 of 2026 Date : 03.07.2026

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