

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE AT TIRUVALLUR

Present: Tmt. J. JULIET PUSHPA, B.Sc., M.L.,

Principal District and Sessions Judge, Tiruvallur

Tuesday, the 2nd day of September, 2025

Crl.M.P.No:3524/2025

Mohanraj, S/o Ravi

....Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,
Thiruvallangadu Police Station
(Crime No: 129/2025)

.....Respondent/Complainant

Petition dated: 22.08.2025 u/s 483 of B.N.S.S., praying to enlarge the Petitioner on bail

This petition coming on this day for hearing before me having the petition filed by the petitioners Counsel M/s A. Thamaraikannan, R. Selvaraj, E. Divya, and the respondent police through the Public Prosecutor and hearing the arguments of both sides, perusing the reply of the Public Prosecutor for the State/Respondent and perusing the records and material and hearing both sides, this court made the following:-

ORDER

Heard arguments of both side. Records perused. Petition filed u/s 483 of BNSS seeking to release the petitioner who was remanded on 02.08.2025 in Crime No.129/2025 on the file of Thiruvallangadu police station registered for the offence u/s 296(b), 126(2), 109(1), 191(3) of BNS.

The learned counsel for the petitioner argued that, petitioner is innocent, there was only wordy quarrel due to previous enmity, the injured person is already discharged, he has no bad antecedents, only since he is a friend of A1, he has been falsely implicated only due to previous cases, he is in judicial custody for 32 days, petitioner is ready to cooperate for investigation and will abide by any condition, therefore prayed for granting the bail.

Notice given to concerned police and reply received. The learned Public prosecutor argued that on 31.07.2025 at about 9.30 PM, when the defacto complainant was sitting near in a drunken mode, the petitioner along with other accused due to previous enmity came in two wheelers and assaulted him with knife over his head, the defacto complainant sustained grievous injuries, admitted in hospital and later discharged, the petitioner was arrested on 02.08.2025 and the investigation is pending.

The petitioner states in this petition that there is no similar bail petition is pending before any other Court including Hon'ble High Court, Madras and the respondent has also not stated as to pending of any bail petition before Hon'ble High Court, Madras in this case. Hence, this Court considers that there is no impediment to entertain this petition and pass orders on merits.

As per the reply of the learned Public Prosecutor, petitioner is a local resident and first offender. The injured is already discharged. It appears that substantial part of investigation is completed as the petitioner is in judicial custody for the past 32 days.

Therefore, on considering

- (i) nature of offence,
- (ii) long duration of custody of the petitioner for the 32 days

- (iii) that the injured is already discharged,
- (iv) it appears that substantial part of investigation is completed,
- (v) that as per the representation of the learned Public Prosecutor, it appears that the petitioner is a local resident and first offender,
- (vi) the representation of the learned counsel for the petitioner that the petitioner being local resident will cooperate for investigation and will abide by any condition,
- (vii) considering other facts and circumstances,
this Court is inclined to grant bail to the petitioner on imposing conditions.

In the result, bail is granted to the Petitioner on execution of a bond for a sum of Rs.10,000/- with two sureties for the like-sum each to the satisfaction of Judicial Magistrate, Tiruttani and on condition that the petitioner to sign before the respondent police daily at 10.00 AM for 30 days. The sureties shall affix their photographs and shall produce Voter Card or Aadhar Card or Bank Pass Book in proof of their identification. Any violation of the conditions, the Judicial Magistrate is entitled to take action as per the Judgment of the Supreme Court in P.K. Shaji Vs. State of Kerala (*AIR 2005 SCW 5560*). If the petitioner absconds, a fresh FIR can be registered under Section 269 BNS.

Dictated to the Shorthand Writer and Pronounced by me in Open Court on this 2nd day of September, 2025.

**Principal District and Sessions Judge,
Tiruvallur**

Copy to

The Petitioner's Advocate M/s A. Thamaraikannan
Thiru. S.Murthy , Public Prosecutor for the State
The Judicial Magistrate Tiruttani
The Inspector of police, Thiruvallangadu police Station
The Superintendent, Central Prison-II, Puzhal, Chennai