

**IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE,  
COIMBATORE.**

**Present: Tmt. G. VIJAYA, B.A., M.L., PGDCFS,  
PRINCIPAL DISTRICT & SESSIONS JUDGE, COIMBATORE**

**Monday, this the 09<sup>th</sup> day of March, 2026**

**CRIMINAL MISCELLANEOUS PETITION No.869/2026**

Dinesh Kumar (Age 31 years)  
S/o. Venkatesh.

... Petitioner / Accused

/vs/

State, Rep. by  
through the Inspector of Police,  
**Periyanaickenpalayam Police Station,**  
**Crime No.72/2026.**

**Offences:u/s.306 of BNS.**

Through the Public Prosecutor, Coimbatore.  
(The Judicial Magistrate Court No.5, Coimbatore.)

... Respondent

This petition filed on behalf of the petitioner to release him on bail u/s.483 of BNSS.

This petition is coming on this day for final hearing before this Court in the presence of **Tmt. / Selvi. C. Sumathi**, Advocate for the Petitioner / Accused and **Thiru. V. Ravichandran, Public Prosecutor**, represented for State, upon perusing the petition submitted and upon hearing both side arguments, this Court pronounced the following:-

**ORDER**

**Heard both side.**

The petitioner is the accused in Crime No.72/2026 of Periyanaickenpalayam Police Station, for the alleged offence u/s.306 of BNS, he has filed this petition, seeking grant of bail.

2. The case of the prosecution is that the petitioner was working in the stores of L.M.W. Private Limited and has committed theft of 20 numbers of photo

electrical sensor indicative sensor 500 numbers worth about Rs.2,56,000/-. Hence, the present case.

3. The learned counsel for the petitioner submitted that the defacto complainant has put work pressure in the petitioner with an intention to send away the petitioner from his work and due to the said work pressure, the petitioner consumed poison and he was admitted in the hospital for treatment. In this case, the respondent police recovered the properties. The petitioner is innocent and he has been falsely implicated in this case and he never indulged in any such activities as alleged and he is ready to abide any condition and he is in judicial custody for the past 39 days and prays to enlarge the petitioner on bail.

4. Opposing to grant bail to the petitioner, the learned Public Prosecutor submitted that the defacto complainant is the Senior Manager, LMW company. This petitioner joined in the said company on contract basis. The petitioner had committed theft of 20 numbers of photo electrical sensors. After arrest, the respondent police recovered the property from the petitioner. Further during the course of store inspection, it was found that 20 numbers of photo electrical sensor and 500 numbers of indicative sensor were found missing. After arrest, the respondent police recovered the properties. **Except the present case, the petitioner is involved in another case.** Investigation is still pending.

5. After considering the submissions, considering the nature of offence, though the petitioner is involved in another case, considering the period of incarceration undergone by the petitioner, as property has been recovered, **this Court is inclined to grant bail to the petitioner subject to the following conditions:-**

(i) The petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- with two sureties for a like sum each to the satisfaction of the Judicial Magistrate No.5, Coimbatore.

(ii) 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) The petitioner is directed to sign before the respondent police, daily at 10.00 a.m. for a period of 15 days.**

(iv) The petitioner shall not abscond either during investigation or trial.

(v) The petitioner shall not tamper with evidence or witness either during investigation or trial.

(vi) 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 abscond, a fresh FIR can be registered under Section 269 of BNS.

This order is dictated to steno-typist, typed by her, corrected and pronounced by me on this 09<sup>th</sup> day of March, 2026.

PRINCIPAL DISTRICT & SESSIONS JUDGE,  
COIMBATORE.

**CC to :**

1. The Judicial Magistrate Court No.5, Coimbatore.
2. The Superintendent, Central Prison, Coimbatore.
3. The Public Prosecutor, Coimbatore.
4. The Inspector of Police, Periyanaickenpalayam Police Station,
5. Counsel for the Petitioner / Accused.