

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

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

Tuesday, this the 10th day of March, 2026

CRIMINAL MISCELLANEOUS PETITION No.908/2026

Surya (Age 23years)

S/o. Balan.

... Petitioner / A-1

/vs/

State, Rep. by
through the Inspector of Police,
Sirumugai Police Station,
Crime No.304/2025.

Offences:u/s. 309(4) of BNS.

Through the Public Prosecutor, Coimbatore.
(The Judicial Magistrate Court, Mettupalayam.)

... 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 **Tvl. R. Manimuthu, K. Sakthivel, M. Kokila, S. Priyadharshini and P. Saranya**, Advocates for the Petitioner/ A-1 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.304/2025 of Sirumugai Police Station, for the alleged offence u/s.309(4) of BNS, he has filed this petition, seeking grant of bail.

2. Already two bail petitions filed by the petitioner were dismissed by this Court and this is the third bail petition.

3. The case of the prosecution is that on the date of occurrence, the petitioner threatened the defacto complainant by showing knife and robbed a cash of

Rs.10,000/- and a mobile phone from the defacto complainant. Hence, the present case.

4. The learned counsel for the petitioner submitted that the petitioner is no way connected with the case and no such occurrence had taken place as alleged by the prosecution. The defacto complainant lodged complaint with four days delay. Further in this case, the respondent police filed charge sheet and the same was taken on file in C.C.No.1022/2025. Further the petitioner is having previous cases, in that cases, the petitioner got bail. The petitioner is innocent and he has not committed any offence as alleged and he is ready to abide any condition and he is in judicial custody for the past 174 days and prays to enlarge the petitioner on bail.

5. The learned Public Prosecutor submitted that on the date of occurrence, the petitioner threatened the defacto complainant by showing knife and robbed a cash of Rs.10,000/- and a mobile phone from the defacto complainant. After arrest, the respondent police recovered mobile phone and amount is not yet recovered. In this case, after completing investigation, the respondent police filed charge sheet. **Except the present case, the petitioner is involved in 14 other cases.**

6. After considering the submissions, considering the nature of offence, though the petitioner is in judicial custody for the past 174 days and the respondent police filed charge sheet and the same was taken on file, considering the bad antecedents of the petitioner, having regard to the stage of the case, this Court is not inclined to grant bail to the petitioner.

Hence, this petition is dismissed.

This order is dictated to steno-typist, typed by her, corrected and pronounced by me on this 10th day of March, 2026.

PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.

CC to :

1. The Judicial Magistrate Court, Mettupalayam.
2. The Public Prosecutor, Coimbatore.
3. The Inspector of Police, Sirumugai Police Station,
4. Counsel for the Petitioner / Accused.