

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

**Present: Thiru.G.SUNDARARAJAN, B.Sc., B.L.,
I ADDITIONAL DISTRICT & SESSIONS JUDGE,
PRINCIPAL DISTRICT & SESSIONS JUDGE, COIMBATORE.(FAC)**

Thursday, this the 16th day of July, 2026

CRIMINAL MISCELLANEOUS PETITION No.2299/2026

1. Rakesh Saud (Age 25 years)
S/o. Nar Saud.

2. Dilip Shahi (Ae 22 years),
S/o. Surath Shahi.

... Petitioners / A-3 and A-4

/vs/

State, Rep. by
through the Inspector of Police,
Ramanathapuram Police Station,
Crime No.60/2026.

Offences:u/s.103(1) r/w 3(5), 306, 310(3), 331(8) and 61(2) of BNS.

Through the Publi Prosecutor, Coimbatore.

... Respondent

(The Judicial Magistrate No.6, Coimbatore.)

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

This ptition is coming on this day for final hearing before this Court in the presence of **Tvl. J. Bill Klinton, M. Suresh Kumar and K. Anandha Raja,** Advocates for the Petitioners / A-3 & A-4 and **Thiru.N. Manojkumar, 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 petitioners are the accused in Crime No.60/2026 of Ramanathapuram Police Station, for the alleged offences u/s.103(1) r/w 3(5), 306, 310(3), 331(8) and 61(2) of BNS, they have filed this petition, seeking grant of bail.

2. Already three bail petitions filed by the petitioners were dismissed by this Court and this is the fourth bail petition.

3. The learned counsel for the petitioners submitted that already two bail petitions filed by the petitioners were dismissed by the Vacation Sessions Court, Coimbatore and thereafter, the petitioners filed bail petition before the learned Judicial Magistrate No.6, Coimbatore and on 08-06-2026, the learned Judicial Magistrate concerned granted bail to the petitioners subject to certain conditions and on the same day, the respondent police filed charge sheet before the Court concerned and the same was taken on file in PRC No.122/2026, and hence, the bail order was struck off by the learned Judicial Magistrate No.6, Coimbatore. The learned counsel for the petitioners submitted that petitioners' name do not find place in the FIR and they have been arrested only on suspicion. The learned counsel has further submitted that the petitioners are innocent and they have been falsely implicated in this case and they never indulged in any such activities as alleged and they are ready to abide any condition and they are in judicial custody for the past 129 days and prayed to enlarge the petitioners on bail.

4. The learned Public Prosecutor submitted that there are five accused in this case. **The petitioners are arrayed as A-3 and A-4.** A-5 was arrested on 11-03-2026. A-1 and A-2 are still absconding. The learned Public Prosecutor has further submitted that A-2 and A-1 are husband and wife. A-3 to A-5 are the friends of A-1 and A-2. The defacto complainant is the daughter of the deceased. Deceased is aged about 82 years. All the accused belong to Nepal. The deceased and son were residing alone in the place of occurrence, due to deceased son's frequent abroad visits and A-1 was appointed as a house maid to look after the deceased and also for doing house hold work. On 28-02-2026, deceased's son went to Thailand and taking advantage of the said situation, A-1 conspired together with outer accused and all the accused decided to kill the deceased for committing dacoity. On 05-03-2026, all the accused came to the house of the deceased for committing offence. A-3 to A-5 trespassed into the house of the deceased, A-1 also present and indulged in theft of Rs.1,40,000/- cash, 5 sovereigns of gold chain, 2 ½ sovereigns of gold bangle and 40 grams of silver oil lamp and 45 numbers of Malaysian and Indian coin collection made by the son of the deceased and 7 numbers of brand wrist watches. Further A-3 to A-5 tied the hands and legs of the deceased using cloth and sealed the mouth of the deceased using bandage and thereafter, all the accused escaped from the place of occurrence and went to Bangalore along with the stolen properties and shared the stolen properties among themselves. After arrest, the respondent police recovered cash of Rs.89,000/- and except the remaining cash, other items have been recovered. The learned Public Prosecutor has further submitted that in this case, after completing investigation, the respondent police filed charge sheet and the same was taken on file in PRC

No.122/2026.

5. This Court has considered the submissions and perused the records. On perusal of the same, it appears that, it s a murder for gain. A-1 who is the servant of the deceased and she conspired with other accused and invited the other accused from Nepal and committed the offence. In this case, portion of properties recovered and remaining properties are yet to be recovered. After considering all the above, though the petitioners are in judicial custody for the past 129 days and the respondent police filed charge sheet and the same was taken on file, considering the nature and gravity of the offence, having regard to the manner in which the offence has been committed, considering the stage of the case, as two accused are yet to be arrested, this Court is not inclined to grant bail to the petitioners.

Hence, this petition is dismissed.

This order is dictated to steno-typist, typed by her, corrected and pronounced by me on this 16th day of July, 2026.

I ADDITIONAL DISTRICT & SESSIONS JUDGE,
PRINCIPAL DISTRICT & SESSIONS JUDGE, (FAC)
COIMBATORE.

CC to :

1. The Judicial Magistrate Court No.6, Coimbatore.
2. The Public Prosecutor, Coimbatore.
3. The Inspector of Police, Ramanathapuram Police Station,
4. Counsel for the Petitioners / Accused.