

**IN THE COURT OF JUDICIAL MAGISTRATE COURT NO.II
CHENGALPATTU**

**Present: Tmt. S. SAHAANA, M.A., M.L., M.A.,
Judicial Magistrate – II Chengalpattu
Tuesday, the 24th day of March 2026
CMP.No.645/2026 in Cr.No.30/2026**

Helal Sk, aged about 35 years,
s/o. Olehad Sk.

... Petitioner/Accused

Vs

State Represented by,
Sub Inspector of Police,
Guduvancherry Police Station.

...Respondent/Complainant

This Petition came up for final hearing before me in the presence of M/s. P. Renukumar, learned Counsel for Petitioner and learned Assistant Public Prosecutor Grade II for Respondent. Upon hearing both side arguments and upon perusal of available records this Court made the following:

ORDER

1. The Bail Application is filed under Section 480 BNSS.

2. Brief averment of the Petition:

The Petitioner/accused was arrested by Respondent Police for an alleged offences under Section 331(4), 305 of BNS and remanded to judicial custody on 28.02.2026. The Petitioner is innocent and falsely implicated and he has not committed any offence. The Petitioner is ready to offer solvent sureties to the satisfaction of the Court. Hence, the accused may be enlarged on bail.

3. Brief averment of the Reply by the Police / Prosecution:

This is the first bail application filed by the petitioner. The investigation is in the preliminary stage. Case of the prosecution is the accused committed the offence of theft. The petitioner is having previous case history in various police station. If the petitioner/accused released on bail, his further indulgence in similar such crime and malicious intentional acts could not be curtailed. Hence, this Petition may be dismissed.

4. Point for determination:

Whether the Bail Application can be allowed or not?

5. Discussion:

Heard both sides. Records perused. On perusal of records, it reveals that the Petitioner/accused namely Helal Sk, aged about 35 years, s/o. Olehad Sk was arrested in Cr. No.30/2026 offences u/s. 331(4), 305 BNS and he was remanded to judicial custody on 28.02.2026, now he is under judicial custody.

6. The Petitioner counsel argued that it is a false case and hence, the Petitioner may be enlarged on bail.

7. On perusal of records, it reveals that the investigation is only on preliminary stage. Further, the accused is involved in Crime No.30/2026 on the file of the Guduvancherry P.S. an offences under section 331(4), 305 BNS stated by the prosecution are vital in nature. On perusal, it reveals that the Petitioner/accused appears to be a habitual offender. Further, it appears that the accused alleged to have committed the offence of theft. Hence, on considering modus operandi, stage of investigation, strong objection of the respondent police, the previous case history being found, if the accused is released on bail, he is likely to abscond, likely to tamper the evidence and hamper the investigation and likely to commit same or similar kind of offence. Hence, on considering above and in the interest of justice, this Bail Application is dismissed.

8. In the result, the bail application is dismissed.

Dictated to the Typist, directly typed by her, corrected and pronounced by me on this 24th day of March 2026.

Judicial Magistrate No.II,
Chengalpattu.