

**IN THE COURT OF JUDICIAL MAGISTRATE COURT NO. II,
DHARMAPURI**

Present : Tmt. SUSHMITHA R B.A., LL.B (Hons.)

The Judicial Magistrate II, Dharmapuri

On the Wednesday, the 10th day of June 2026.

Crl.M.P No. 772 of 2026

In

Cr. No. No.135 of 2025

(On the file of Indur Police Station, Dharmapuri)

1. TamilSelvan, Age 34

S/o. Anbalagan

2. Venkadesh, Age 32

S/o. Shanmugasundaram

3. Manikandan,

S/o. Shajan

Petitioners/Accused

//vs//

State rep. by its Inspector of police

Indur P.S

Cr.No. 135/2025

U/ss. 331(4), 305(a), 62 BNS.

Respondent/ complainant

Order

This petition has been filed on behalf of the Petitioners/Accused under Section 480 of the Bharatiya Nyaya Sanhita, 2023 (BNSS), seeking bail.

The application came up for final hearing before this Court on **10.06.2026**. This Court has taken up the matter for consideration in pursuance of the bail petition filed by **Mr. M.Sathyanarayanan**, Learned Counsel for the Petitioner and the submissions made by the **Learned Assistant Public Prosecutor** representing the State.

Upon perusal of the petition, the relevant materials on record, and after hearing the arguments advanced by both sides, this Court proceeds to pass the following:

Heard both sides. The case records have been perused.

The petitioners are the accused in **Cr.No.135/2025** of **Indur Police Station**, registered for the alleged offence under U/ss.331(4), 305(a), 62 BNS.

The learned counsel for the petitioners has filed this petition seeking bail. The learned counsel for the petitioners contends that the petitioners are innocent and has been falsely implicated in the present case. It is submitted that the petitioners A1 and A2 was remanded to judicial custody on **21.11.2025** and A3 was remanded to judicial custody on **09.01.2026**. The learned counsel further assures that the petitioners are willing to furnish sureties as directed by this Court and undertakes that the petitioners will not abscond or go beyond the jurisdiction of this Court.

In light of the above submissions, the learned counsel for the petitioner prays for the release of the petitioner on bail.

On the other hand, the **Learned Assistant Public Prosecutor** opposed the grant of bail.

Notice was issued to the Learned Assistant Public Prosecutor and the Inspector of Indur. In response, they strongly objected the bail petition and submitted that the case is pending for trial Stage. A1 to A3 are already commit the similar kind of offence. As per the order of District Magistrate, District Collector imposed for Gooda against the accused persons A1 to A3. If the petitioners/accused is released on bail, there is a likelihood that they may threaten and tamper with the witnesses, will commit the same offences again and abscond from the jurisdiction of this Court, which ultimately effects the investigation. Further the investigation is at crucial stage, granting bail at this juncture would adversely

affect the proceedings.

This Court has given careful consideration to the rival submissions made by both sides. Upon perusal of the case records and arguments advanced, it is evident that the accused A1 and A2 has been in judicial custody for Two Hundred and two days, since his remand on 21.11.2025 and A3 has been in judicial custody for One Hundred Fifty three days, since his remand on 09.01.2026. It is the case of prosecution that the accused persons had committed the offences of U/s.331(4), 305(a), 62 BNS upon perusal of proceedings, the following points emerge for consideration:

1. The nature and gravity of the offence are serious and non bailable.
2. The accused persons have criminal antecedents.
3. The case is pending for trial Stage.
4. Possibility of tampering witnesses
5. No exceptional circumstances have been presented to justify the grant of bail at this stage
6. The accused is an habitual offender.

The the light if above considerations, this court is of the opinion that granting bail to the applicant at this stage would not be in the interest of justice.

In result

The bail application is **dismissed**.

Typed by me in my laptop, corrected and pronounced by me in the open court on this Wednesday, the 10th day of June, 2026.

**Judicial Magistrate No.II,
Dharmapuri.**