

**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 Monday, the 1st day of June 2026.

Crl.M.P No. 702 of 2026

In

Cr. No. No.05 of 2026

(On the file of District Crime Branch Police Station, Dharmapuri)

1. Mageshwari, Age 51

W/o. Siddan

2. Rajangam, Age 54

S/o. Setti

Petitioners/Accused

//vs//

State rep. by its Inspector of police

District Crime Branch, Dharmapuri P.S

Cr.No. 05/2026

U/ss. 420, 465, 467, 468, 471 of IPC

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 **01.06.2026**. This Court has taken up the matter for consideration in pursuance of the bail petition filed by **Mr. K. Sivakumar**, 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.05/2026** of **District Crime Branch, Dharmapuri Police Station**, registered for the alleged offence under U/ss. 420, 465, 467, 468, 471 of IPC.

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 was remanded to judicial custody on **09.05.2026**. 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 District Crime Branch, Dharmapuri. In response, they strongly objected the bail petition and submitted that the investigation is still pending and has not yet been completed and other accused persons are absconding. Already case pending against the accused persons under crime numbers 175/2025 and 131/2023 at the Adhiamankottai Police Station. 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 has been in judicial custody for Twenty Four days, since his remand on **09.05.2026**. It is the case of prosecution that the accused persons had committed the offences of U/s.420, 465, 467, 468, 471 of IPC. 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 investigation is at crucial stage and other accused persons are in abscondence.
3. The accused persons have criminal antecedents.
4. Possibility of tampering witnesses
5. No exceptional circumstances have been presented to justify the grant of bail at this stage

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 Monday, the 1st day of June, 2026.

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