

IN THE COURT OF THE JUDICIAL MAGISTRATE NO.I ERODE

Present : Thiru.R.Vanjinathan., B.A.,B.L.,(Hons),L.L.M.,P.G.D in J.J & J.P

Judicial Magistrate No.I, Erode.

Dated this 08th day of June 2026

Crl.M.P.No. 1075/2026

1) Gowtham (Age 23),
S/o. Kumar,
Radhakrishnan 2nd Street,
Periyavalasu,
Erode.

2) Rishi (Age 23),
S/o. Ragupathy,
428/2, Su.Ka.Valasu,
CNC Opposite, Veerappanchathiram,
Erode.

-----Petitioners/Accused No.1, 2

-Vs-

State rep.by Inspector of police
Erode Taluk police Station,
Crime Number. 133/2026 u/s. 303(2) BNS.
Erode.

-----Respondent / Complainant

This bail petition has been filed U/s. 480 of BNSS and came up for final hearing before this court in presence of **Mrs.S.Nathiya learned Advocate for petitioners**, and **Mrs.N.Anitha, learned Assistant Public Prosecutor** for respondent and upon perusing the petition, records and objections and upon hearing both sides, this court delivered the following:

ORDER

1. The petitioners in Crime Number. 133/2026 of Erode Taluk police Station, Erode had submitted this bail application through their counsel seeking for bail stating that the petitioners were remanded to judicial custody on 16.05.2026 for committing theft. This is the second bail petition and the first bail was dismissed by this Hon'ble Court in Crl.M.P.No.1002/2026 dated 03.06.2026. The Petitioners are the only breadwinner of their family. The petitioners are not involved in the said offences, they did not commit any offence as alleged by the respondent. The petitioners are innocent person and they have been falsely implicated in this case. The petitioners movable and immovable properties and

they out likely to abscond or run away. The petitioners are coming from well reputed family and they not likely to abscond or runaway. They are having permanent residence. The Petitioners undertakes to appear before this Hon'ble court in regular hearings and co-operate the court proceedings. The Petitioners are prepared to abide by any condition that may be imposed on them. Thus the petitioners prayed to grant bail.

2. The learned Assistant Public Prosecutor who was forwarded with the bail application, has replied that the petitioner has been charged for offence U/s. 303(2) BNS in Crime Number. 133/2026 of Erode Taluk police Station. The investigation of this case is still pending and both are habitual offenders. The 1st Petitioner have 5 previous cases and the 2nd petitioner have 1 previous case. The 2nd Accused is originally residing at Tiruppur district. In these circumstances, if the accused are released on bail they may cause the same kind of offence and will abscond anywhere. The petitioners may also tamper the investigation and may tamper the evidence. Hence, strongly opposed to release the petitioners on bail.

3. Heard both sides. Records perused. Petition and objection are taken into consideration. The petitioners have been arrested and remanded to judicial custody on 16.05.2026 for offence U/s. 303(2) BNS. The prosecution case is that on 06.05.2026 at about 04.00 p.m, the petitioners have committed the theft of the Defacto-complainant's two wheeler bearing the Registration number TN 36 W 4090. The petitioners have been under judicial custody for the past 24 days from 16.05.2026 to till date and investigation is still pending in this case. The 1st Petitioner was involved in 5 other cases and the 2nd Petitioner was involved in one case. There are chances that if the petitioners are released on bail, they may commit same kind of offences and may tamper the witnesses and may also abscond and there is no change in circumstances. Thus considering the Nature, Facts and the

Circumstances of the case, Stage of investigation and the gravity of the offence, this court decides that it will not be in the interest of justice to enlarge the petitioners on bail. In the above circumstances, this court is not inclined to allow this petition.

Accordingly, this petition is dismissed.

Typed by the steno typist in the Court computer, dictated, corrected and pronounced by me on this 08th day of June 2026

Judicial Magistrate No.1,
Erode.