

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, KRISHNAGIRI.

Present: Tmt.V.R.Latha, M.A., B.L.,

Principal Sessions Judge, Krishnagiri

Thursday, the 12th day of March 2026

CRIMINAL MISCELLANEOUS PETITION NO.844 / 2026

A2.Devaraj

...Petitioner/Accused

/ Versus /

State: The Inspector of police,

Kelamangalam P.S,Cr.No:07/2026.

...Respondent/Complainant

This petition has come up today before this court in the presence of Tr.K.Marks, Counsel for the petitioner and Tr.M.Ramesh, Special Public Prosecutor for the respondent, after perusing the petition averments, upon hearing both side arguments, this Court pronounces the following:

ORDER

This petition has been filed by the petitioners/accused U/S. 483 of BNSS Act, seeking bail. Petitioner was arrested and remanded to judicial custody on 09.01.2026 for the alleged offence U/S. 103(1) of BNS Act @ 103(1) of BNS Act and Sec 3(2)(v) of SC/ST (POA) Act.

2] The learned counsel for the petitioners submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. The defacto complainant gave a false complaint against the petitioner with false allegations and that the respondent/police has falsely implicated the petitioner in this case. The Petitioner is in judicial custody for the past 63 days. The learned counsel for

the petitioner further submitted that the petitioner name was not mentioned in the FIR. The petitioner is a law abiding citizen and he has only breadwinner of his family and he is ready to abide the condition if any to be imposed by this court. Accordingly, the learned counsel for the petitioner prayed to release the petitioner on bail.

3] On the other hand, the learned Special Public prosecutor vehemently opposed to grant bail to the petitioner by stating that due to money dispute on the occurrence date, the petitioner along with the other accused went to the deceased house and assaulted him by using lethal weapons and caused grievous injury to him and the injured person has succumbed to death and committed the alleged offence. In this case, investigation is still pending. At this stage, if the petitioner is released on bail, it will affect the investigation. Accordingly, the learned Special Public prosecutor opposed for grant of bail to the petitioner.

4] Due notice U/s.15-A has been served to the defacto complainant namely Munirathinam. Today, the defacto complainant namely Munirathinam has appeared before this Court and submitted that there was a money dispute inbetween the petitioner and the deceased person, due to that the petitioner along with the other accused went to the deceased house and assaulted him by using lethal weapons and caused grievous injury to him and the injured person has succumbed to death and committed the alleged offence. In these circumstances, if the petitioner is enlarged on bail, the petitioner will cause threat to the complainant and it will lead to endanger her life. Accordingly, he has opposed to allow this bail petition.

5] Heard both sides and perused the materials available on record.

6] This Court carefully considered the submissions made on either side and

perused the materials available on record. It is seen that the petitioner is involved in a grave offence of murder under the provisions of the SC/ST (POA) Act. Though the petitioner has been in custody for 63 days, the investigation in this case is still pending. Considering the seriousness of the offence and the strong objection raised by the prosecution as well as the defacto complainant, this Court is not inclined to grant bail to the petitioner and the petition deserves dismissal.

In fine, this petition is dismissed.

Pronounced by me in the Open Court on this, the 12th day of March 2026.

Principal District Judge,
Krishnagiri.

Copy To:

- 1) The Special Public prosecutor, Principal District Court, Krishnagiri.
- 2) The Inspector of police, Kelamangalam PS,
- 3) Tr.K.Marks, Advocate, Krishnagiri.