

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, KRISHNAGIRI.

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

Principal Sessions Judge, Krishnagiri

Tuesday, the 17th day of March 2026

CRIMINAL MISCELLANEOUS PETITION NO.891/ 2026

A7.Muzhahalim @ Muzhamil @ Ashik ...Petitioner/Accused

/ Versus /

State: The Inspector of police,

Hudco P.S,Cr.No:388/2025.

...Respondent/Complainant

This petition has come up today before this court in the presence of Tr.R.Narayanan, counsel for the petitioner and Tr.M.Visva Bharathi, 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 petitioner/accused U/S. 483 of BNSS Act, seeking bail. Petitioner was arrested and remanded to judicial custody on 05.12.2025 for the alleged offence U/S. 103, 191(2), 191(3), 61(2) of BNS Act.

2] The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed the alleged offence. The petitioner is in judicial custody for the past 102 days. 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. Moreover, the co-accused has already been released on

bail by this Hon'ble Court.

3] On the other hand, the learned Public prosecutor vehemently opposed to grant bail to the petitioner by stating that on the occurrence date, the petitioner along with other accused has assaulted the defacto complainant using lethal weapons and inflicted grievous injury to him and the injured person has succumbed to death and committed the alleged offence. Accordingly, the learned Public prosecutor opposed for grant of bail to the petitioner and he further submitted that except the present case, no previous case is pending against the petitioner.

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

5] Considering the facts and circumstances of the case, the submissions made by the learned counsels on either side and considering the period of incarceration undergone by the petitioner, absence of previous antecedents, this Court is inclined to grant bail to the petitioner subject to the following conditions:

(a) In the result, this petition is allowed and the petitioner is hereby ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate, No-II, Hosur.

(b) The sureties shall affix their photographs and left Thumb impression in the surety bond and the learned Judicial Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.

(c) Further, the petitioner shall make himself available for interrogation as and when required by the investigation officer.

(d) The petitioner shall appear and sign before the respondent police station daily at 9.00 A.M, Until further orders. The condition which is being imposed to be complied without any deviation. No further application will be entertained for a period of 30 days.

(e) The petitioner shall not abscond during trial and shall not tamper with witness/evidence.

(f) On breach of any of the aforesaid conditions, the learned Judicial Magistrate, is entitled to take appropriate action against the petitioner in accordance with law as if the conditions are imposed by the above said Magistrate and the petitioner is released on bail by the trial Court itself as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs.State of Kerala (2005 AIR SCW 5560). If the accused thereafter absconds, a fresh F.I.R can be registered u/sec.269 of BNS Act, With the above directions, this petition is allowed

Pronounced by me in the Open Court on this, the 17th day of March 2026.

Principal District Judge,
Krishnagiri.

Copy To: 1) The Judicial Magistrate No-II, Hosur.

2) The Public prosecutor, Principal District Court, Krishnagiri.

3) The Inspector of police, Hudco PS,

4) Tr.R.Narayanan, Advocate, Krishnagiri.