

IN THE COURT OF THE JUDICIAL MAGISTRATE No. II AT KRISHNAGIRI

Present: R.DEVARAJ, B.A, B.L.,
Judicial Magistrate No.II, Krishnagiri (FAC)

Monday, the 16th day of March, 2026

CrI.M.P. No. 467 of 2026
in
Crime No.64 of 2026
(On the file of Gurubarapalli PS., Krishnagiri)

(A1) Surendhar(30)
S/o Thangaraj
(A2) Silambarasan (22)
S/o Velu

...Petitioner/Accused

Vs.

State by:
The Inspector of Police
Gurubarapalli Police Station,
Krishnagiri.

...Respondent/Complainant

This petition is coming on this day for hearing before this Court in the presence of Tr.A.Ramesh, the counsel for the petitioner and Learned APP Grade-II appearing for the State and having perused the records, heard both parties and having stood over the same for consideration, this Court on this day delivers the following,

ORDER

1. This petition has been filed by the petitioner u/s.480 of BNSS Act, seeking bail to him who was arrested and remanded to judicial custody on 06.03.2026 for the alleged offences u/s.306 of the BNSS, 2023

2. The case of the prosecution is that the petitioner/accused was involved in theft and hence they are arrayed as accused in the above mentioned crime number by the respondent police and the accused remanded to judicial custody on 06.03.2026.

3. The learned counsel for the petitioner would submit that the petitioner/accused is not guilty of any offence as alleged by the prosecution and he is wrongly implicated and the said offence is non bailable in nature. It is further submitted that the petitioner is a law abiding citizen and he is ready to furnish substantial sureties to the satisfaction of this court. It is further submitted that the petitioner/accused is in judicial custody for the past 11 days. Accordingly, the learned counsel has prayed to release the petitioner on bail.

4. Per contra, the learned Assistant Public Prosecutor would submit that, investigation of this case is pending, if the accused is enlarged on bail, he may be again commit the similar offence or abscond or tamper the witnesses/evidence. Hence, she prayed to dismiss the petition.

5. Heard the learned counsel appearing for the petitioner/accused and perused materials available on record. On perusal of records, the petitioner/accused are arrayed as accused in connected with Cr.No.64/2026 on the file of the Inspector of Police, Gurubarapalli Police Station, Krishnagiri, for the alleged offences U/s.306 of BNS. It is also seen that the above named petitioner by the arrested respondent police and remanded judicial custody on 06.03.2026 are the past 10 days they are in judicial custody.

6. The learned Assistant Public Prosecutor has not raised any serious objection to grant to the petitioner, the only objection is that if the petitioner are enlarged on bail. If there is a chance for absconding or tamper the evidence/witness. Since the investigation is almost completed, there is no scope for custodial interrogation of the accused. Apart from that, the

apprehension of the prosecution can be eased by imposing suitable conditions on the petitioner/accused. Therefore, in considering the above facts and circumstances and the period of incarceration undergone by the petitioner/accused, this court is inclined to grant bail to the petitioner/accused subject to following conditions,

[a] The petitioner/accused is released on bail on executing a bond for a sum of

Rs.10,000/- with 2 sureties for like sum.

[b] The petitioners/accused is reported to appear and sign before the concerned

Police Station daily at 10.00 A.M. and 5.00 P.M., for until further orders.

[c] The petitioner shall produce a photocopy of his Aadhar Card/Bank Passbook.

[d] The petitioner shall not commit the same or similar offences as that of the alleged

offences during the period which he is on bail.

[e] The petitioner shall not abscond either during investigation or trial.

[f] The petitioner shall not tamper with the evidence and shall not make any

inducement threat or promise to any person to dissuade them from disclosing the facts to the Court or police officer.

Directly dictated by me to the Typist, typed by her on computer, corrected and pronounced by me in Open Court on this 16th day of March, 2026.

Sd/R.Devaraj
Judicial Magistrate No.II, (FAC)
Krishnagiri.