

IN THE COURT OF THE JUDICIAL MAGISTRATE NO.II, KARUR.

**Present: Thiru. M. CHARLES ALBERT, B.Com.,B.L.,
Judicial Magistrate No. II, Karur.**

Monday, the 09th day of March, 2026

CrI.M.P. No.228 of 2026

In

CC No. 127/2013

Senthil,

S/o.Chandiran,
No.79, East Street,
Ward no.12, Manaloor,
Ramanathapuram.

.... Petitioner/Accused no.1

-Vs-

The State

Rep. by **The Inspector of Police,**
Velliyanai P.S, Karur.

Crime No.111/2012

....Respondent

This petition coming on today for final hearing before me in the presence of **K.Parameswari, M.Sc., LL.B.**, Advocate for the petitioner and **Selvi R. Murugeswari, B.A.,B.L.**, Assistant Public Prosecutor Grade II appearing for the state and upon hearing the arguments of both sides and having stood over for consideration till this day, this Court has passed the following

ORDER

This petition is filed by the petitioner u/s.480 of BNSS

1. The petitioner/accused is seeking bail for the alleged offence to have been committed by him u/s. 392 of IPC in Cr.No.111/2012 of Velliyanai PS.

2. Gist of the petition is as follows:

The learned counsel for the petitioner/accused submits that the respondent/complainant has registered the above case for an alleged offence u/s.392 of IPC, that the petitioner has been residing in the above address permanently. Further submits that the petitioner/accused no.1 has not appeared for his hearing on 02.09.2025 as he went another state for work it becomes necessity to stay there and due to frequent illness he was unable to appear before this court. Hence, Non-Bailable Warrant was issued against the accused. Further submits that the petitioner was remanded into judicial custody on 26.02.2026 and he is in judicial custody till date. Further submits that the petitioner did not intentionally fail to appear before this Court. Further submits that if the petition is not allowed he will be put into a loss or hardship. Further submits that his family depends only upon his income. Further submits that the petitioner/accused is ready to offer sufficient sureties for the prompt appearance before the Hon'ble Court and as the direction of this Hon'ble Court with any condition, that the petitioner/accused will neither abscond nor tamper the witness if he released on bail. Hence, it is prayed that to enlarge the petitioner/accused on bail.

3. Gist of the reply filed by the respondent is as follows:

The learned Assistant Public Prosecutor submits that the case is in the stage of trial. Against this accused Non-Bailable Warrant issued by this Court and the same is executed. Further submitted that if the petitioner/accused is released on bail he may again abscond and drag on the trial. Hence, it is strongly objected by Prosecution to release him on bail.

4. Point for consideration:

Whether the accused is entitled to be released on bail or not?

5. Point:

The submissions were heard. Records perused.

It is seen that the accused was voluntarily surrendered on 26.02.2026 before this Court in the stage Non-Bailable Warrant against this accused From that onwards the accused is in custody still now. This Court has furnished copies to the accused on 26.02.2026. He is in custody for the past 12 days and u/s 446 Cr.P.C. proceedings against Accused No.3 and reasons for earlier non appearance after warrant cancelled that his brother who was one of the surety was passed away and he took care of his uncle. Further, the petitioner contended that petitioner is ready to produce sureties, since, earlier sureties were passed away.

6. Upon duly considering the submissions of both sides and on due perusal of records and on considering the facts and circumstances of the case, the period of incarceration of the petitioner, this Court is inclined to grant bail to the petitioner/accused with the following conditions

- i). The Petitioner shall execute a bond for a sum of Rs.10,000/- with two sureties each for the same amount.
- ii). The Petitioner shall appear and sign before Abiramam Police Station, Ramanathapuram District at 10.00a.m every day except appearing before the Courts, until further orders.
- iii) The Petitioner shall not commit any offence similar to the offence of which he is accused or of the commission of which suspected.

Accordingly, this petition is allowed on conditions as stated supra.

Dictated to the Steno Typist and typed by her and it is corrected by me and Pronounced by me in the open court on the 09th day of March, 2026.

**Judicial Magistrate No.II,
Karur.**