

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

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

Wednesday, the 01st day of April, 2026

CrI.M.P. No.304 of 2026

In

Cr. No. 72 of 2026

Mr.Prabakaran,

S/o.Manickam,

No.5/732, Madheswaran Karadu,

Muniyappan Koil Veethi,

S.Nattamaipuram,

Ammani Kondalampatty,

Salem District.

.... Petitioner/Accused no.1

-Vs-

The State

Rep. by The **Inspector of Police,**

Vangal Police Station,

Karur.

(Crime No. 72/2026)

....Respondent/Complainant

This petition coming on today for final hearing before me in the presence of Advocate **Thiru.R.Amsavarthini, B.A., LL.B.**, Advocate for the petitioner and **Selvi.R.Murugeswari, B.A., B.L.**, 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 offences to have been committed by him u/s. 331(3), 305 of BNS in Cr.No.72/2026 of Vangal Police Station, Karur.

2. Gist of the petition is as follows:

The learned counsel for the petitioner/accused submits that the respondent/complainant has been registered a case against the petitioner/accused for an alleged offence under section 331(3), 305 of BNS and remanded by this Hon'ble Court on 08.03.2026. Further submits that the petitioner/accused is innocent person and he has not committed any offences as alleged in the FIR. Further submits that the respondent police has falsely foisted this case against this petitioner/accused, that the petitioner/accused is in custody for the past 6 days. Further submits that the petitioner/accused having permanent address and has not involved in the above said offence, that the petitioner/accused was respectable citizen of the locality and he will not abscond. Further submits that he was having sufficient solvent sureties to the satisfaction of this Hon'ble Court. 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 under stage of investigation. The alleged offence is serious in nature. Against this accused previous case is pending. Further submitted if the petitioner/accused is released on bail he may be abscond and to commit the same kind of offence tamper the evidences and likely to flee to another district, it is to be difficult for the respondent police to secure him. Hence, the prosecution side strongly objects to release him on bail.

4. Point for consideration:

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

5. Answer to the point:

The submissions were heard. Records perused.

It is seen that Petitioner/Accused is arrested and remanded on 08.03.2026, that the petitioner is in judicial custody as for the past 24 days. Respondent police has sought for custody of this accused in CrI.M.P.No.353 of 2026. Even this Court has permitted to take this accused for 3 days custody, respondent police has produced this accused at the earliest after completion of the investigation in respect of this accused. Some properties were recovered which would be used for theft. There is nothing stated by the respondent regarding requiring of further custodial interrogation.

6. Upon duly considering the facts and circumstances, submissions of both sides on due perusal of records, some properties were recovered and if

this petition is allowed, it will cause no pre-judice to the investigation, this Court is inclined to enlarge the petitioner/accused on bail 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 before the respondent police station everyday at 10.00 A.M until further orders.
- iii) The petitioner shall co-operate with the investigation and duly appear.
- iv) The petitioner shall not directly or indirectly make any inducement or threat to any person acquainted with the facts of the case from disclosing such facts as to the court or tamper with evidence.
- v) In the event of any change in his residential address, the petitioner/accused shall furnish his residential address and contact number before this Court.

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 01st day of April, 2026.

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