



In the Court of the Principal Sessions Judge, Madurai.

Present : **Thiru. S. SHUNMUGAVEL B.A., B.L.,**
(II Additional District Judge (CBI Cases) , Madurai)

Principal Sessions Judge (i/c), Madurai.

(Authorised U/s.8(8) of BNSS)

Tuesday, this the 17th day of March, 2026.

Cr.L.M.P.No.1099/2026

CNR No.TNMD010018162026

1. Jithu, S/o.Subran
2. Adithyan, S/o.Suresh ... Petitioners/Accused.

Vs

State through the Inspector of Police,
CSCID Madurai City P.S. in Cr.No.51/2026 ... Respondent/Complainant.

This petition coming on today for hearing before me in the presence of Thiru.T.Dhandapani, Advocate for the petitioners and of Public Prosecutor for the state, this court passed the following:

Order

1. Bail application u/s 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS).

2. Heard both sides.

3. The learned counsel for the petitioners/accused would submit that the respondent police has registered a case against the petitioners and others in Cr.No.51/2026 for the offences u/s 6(4) of TNSC (RDCS) r/w 7(1)(a)(ii) of Essential Commodities Act. The petitioners were arrested by the respondent police and remanded to judicial custody on 01.03.2026 and are in custody for the past 17 days. The petitioners are innocent and they have not committed any offences as alleged. The petitioners are Driver and Cleaner of the vehicle, which was seized by the respondent police and they are in no way connection with the offences alleged. Case properties were recovered. The petitioners have not filed similar petition before the Hon'ble Madurai Bench of Madras High Court or any other court. The petitioners are ready to abide by any conditions that would be imposed by this court and prayed to allow the petition.

4. The learned Public Prosecutor submitted that totally there are 4 accused

persons in this case and the petitioners are A1 and A2. As per the case of the prosecution, the defacto-complainant is the Sub-Inspector of Police, CSCID, Madurai. On 28.02.2026 at 11.30 a.m., when the defacto-complainant and his team were on patrol near Eliyarpathi Toll plaza, they have intercepted the lorry bearing Registration No.KL-57-W-9344, which was driven by A1, who was accompanied by A2. When the lorry was checked, the defacto-complainant noticed that A1 and A2 were transporting 10,619 Kgs. of boiled rice, which is meant for public distribution system, without any proper bill / permission. As per their confession statement, at the instructions of A3 & A4 they have transported the same, for which, they were paid. Hence, the complaint against A1 to A4. The native of petitioners is Kerala. If the petitioners are released on bail, they will abscond to their native place, which will hinder the investigation. A3 and A4 are still absconding and objected to grant bail to the petitioners.

5. Rival contentions are taken into consideration. The alleged offences against the petitioners/accused are u/s 6(4) of TNSC (RDCS) r/w 7(1)(a)(ii) of Essential Commodities Act. As per prosecution, at the instructions of A3 & A4, the petitioners/A1 and A2 have transported 10,619 Kgs. of boiled rice in the lorry bearing Registration No.KL-57-W-9344. The said case properties are meant for public distribution system and the offences said to have been committed by the petitioners cannot be taken lightly. The main accused (A3 and A4) are not yet arrested. The petitioners are in custody only for 17 days. Material part of investigation has not been completed. Considering the above facts, the seriousness of offences, the pending stage of investigation and the strong objections placed on the side of prosecution, this court is not inclined to grant bail to the petitioners at this stage and accordingly, the petition is liable to be dismissed.

In the result, the petition is dismissed.

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

Principal Sessions Judge (i/c),
Madurai

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