

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, PUDUKKOTTAI
PRESENT : Thiru.K.Poorana Jeya Anand, M.A., M.L.,
Principal Sessions Judge, Pudukkottai.
Friday the 12th day of June, 2026
Criminal Miscellaneous Petition No:1545/2026
{CNR No.TNPD010027662026}

Partha @ Dinesh , S/o.Thirumalai.

.....Petitioner/Accused

/Versus/

State of Tamil Nadu represented by Inspector of Police,
Annavaasal Police Station,
Cr.No.151/2026.

.... Respondent/Complainant

This petition coming on this day before me for hearing in the presence of Thiru. P.T.Panneerselvam, Learned Counsel appearing for the Petitioner and the Learned Public Prosecutor Thiru.B.Venkatesan, on behalf of the Complainant and this Court passed the following,

ORDER

This petition is filed by the petitioner U/s.483 of Bharatiya Nagarik Suraksha Sanhita (BNSS) - 2023, praying for bail.

Notice was issued. Reply was filed by the prosecution.

The Learned Counsel for the petitioner submits that the petitioner is being charged for the offences U/s.191(2), 191(3), 296(b), 103(1) of BNS in Cr.No.151/2026 of Annavaasal Police Station and he has not committed any offences as alleged and he has been falsely implicated in this case. He further submits that the petitioner is in judicial custody from 21.05.2026 and he is ready to abide any condition imposed by this Court and hence, he seeks bail for the petitioner.

Per contra, the Learned Public Prosecutor submits that on 21.05.2026 the accused persons including this petitioner herein had used filthy languages against the deceased and they assaulted the deceased and one Anbuselvan with sickles and thereby caused murder of the deceased. He further submits that the investigation is in preliminary stage and hence, he opposed to release the petitioner on bail.

With regard to bail, this court relied upon a case law reported in AIR 1978 SC. 179 rendering by our Hon'ble Supreme Court of India in a case of "GURCHARAN SINGH Vs. STATE, wherein it has been held as follows:-

“We may repeat the two paramount considerations, viz. likelihood of the accused fleeing from justice and his tampering with prosecution evidence relate to ensuring a fair trial of the case in a court of justice. It is essential that due and proper weight should be bestowed on these two factors apart from others. There cannot be an inexorable formula in the matter of granting bail. The facts and circumstances of each case will govern the exercise of judicial discretion in granting or cancelling bail.”

Both sides' submissions have been taken into consideration. Records perused. But, this is a case of murder. It seems that the on 21.05.2026 the accused persons including this petitioner herein had used filthy languages against the deceased and they assaulted the deceased and one Anbuselvan with sickles and thereby caused murder of the deceased. The petitioner is in judicial custody only from 21.05.2026. It seems that the investigation is not completed. By considering all these facts and circumstances of the case, grave nature of offence, in view of the decision cited supra and strong objections raised on the side of the prosecution, this court is of the view that it is not desirable to release the petitioner on bail at present. Hence, this petition is dismissed.

In the result, this Bail Petition is dismissed.

Pronounced by me in Open Court, this the 12th day of June'2026.

**Principal Sessions Judge,
Pudukkottai.**

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The Counsel for the petitioner.