

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:1548/2026
{CNR No.TNPD01-0027692026}

Nallathambi, S/o. Periyannan.

.....Petitioner/ Accused

/Versus/

State of Tamil Nadu represented by Inspector of Police,
Viralimali Police Station, Pudukkottai.
Cr.No.214/2026.

...Respondent/Complainant

This petition coming on this day before me for hearing in the presence of Thiru.S.Chockalingam, Learned Advocate 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. 179, 180, 112, 318(4) of BNS in Cr.No.214/2026 of Viralimalai 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 24.05.2026. He already filed a bail application by this court in CrI.M.P.1377/2026 was dismissed on 08.06.2026. He further submits that he is ready to abide by any condition imposed by this court and hence, he seeks bail for the petitioner.

On the side of the Prosecution, the Learned Public Prosecutor submits that on 24.05.2026 at around 10.00 a.m. while the complainant was duty in cash collection lane No.3 toll plaza located in Boothakudi, Viralimali, a whit KIA Sonet car bearing registration No.TN-18-BM-1111, traveling from Trichy towards Madurai. The driver who is A1 in this case had handed over Rs.200/- to pay the toll fee, which raised suspicion. Upon questioning the accused the cash held by the accused resembled counterfeit notes. Furthermore a subsequent interrogation at the police station, it was discovered that there were more counterfeit notes worth of Rs.69,500/- and one Redmi cellphone were seized from the accused. The A2 was arrested on the basis of confession statement given by the A1 and the investigation is still pending and hence, he strongly 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' contentions are taken into consideration. As per the prosecution case on 24.05.2026 at around 10.00 a.m. while the complainant was duty in cash collection lane No.3 toll plaza located in Boothakudi, Viralimali, a whit KIA Sonet car bearing registration No.TN-18-BM-1111, traveling from Trichy towards Madurai. The driver who is A1 in this case had handed over Rs.200/- to pay the toll fee, which raised suspicion. Upon questioning the accused the cash held by the accused resembled counterfeit notes. Furthermore a subsequent interrogation at the police station, it was discovered that there were more counterfeit notes worth of Rs.69,500/- and one Redmi cellphone were seized from the accused. The A2 was arrested on the basis of confession statement given by the A1. The petitioner is in Judicial custody only from 24.05.2026. It seems that the investigation is still pending in this case. Strong objections are raised on the side of the prosecution. The earlier application was dismissed only on 08.06.2026. The petitioner has not established any change of circumstances to interfere with the earlier order. By considering the above aspects, nature and gravity of the offence, the circumstances under which, the offence was committed, period of incarceration and strong objections raised on the side of the prosecution, this Court is not inclined to grant bail to the petitioner.

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.