

**IN THE COURT OF THE JUDICIAL MAGISTRATE NO II,
RAMANATHAPURAM**

**Present: Thiru. S.B. Sujith, B.A.,B.L.,(HONS)
District Munsif cum Judicial Magistrate, Rameshwaram
Judicial Magistrate No II(FAC), Ramanathapuram**

Friday, the 06th day of March 2026

CIS Cr.M.P.No. 250/2026

CNR NO. TNRM02-000745-2026

1. Prakash,(36/2026)

S/o. Durairaj,

2. Movish(31/2026)

S/o. Nagaraj

3. Gopi,(31/2026)

S/o. Karnan,

..... Petitioners/ Accused No.3,2,1

Versus

State represented by the Inspector of Police,
Kenikarai P.S,
Ramanathapuram
Cr.No. 115/2026

..... Respondent/Complainant

For Petitioner : Tr. S. Hariharan, Advocate

For Respondent : Tr. Elango. APP.

This Petition taken on file on 05.03.2026 and coming up for final hearing on 06.03.2026. Upon hearing the arguments of both sides and upon perusal of the records and having stood over for consideration till this day, this court delivers the following.

ORDER

1. This is a petition filed by the petitioners/accused No.3,2,1 under section 480

BNSS for bail.

2. The Petitioners are accused No.3,2,1 in Cr.No. 115/2026 of Kenikarai Police Station for the offences punishable under sections 126(2), 296(b), 115(2), 118(1), 351(3) BNS. The nature of offence is non bailable.
3. The Learned counsel for Petitioners/accused No.3,2,1 argued that, the Petitioners/Accused are innocent and no way connected with this offence. The Petitioners/Accused were remanded to judicial custody on 04.03.2026. He is in the Judicial Custody for the past 03 days. The respondent police has falsely foisted a case against them. The petitioners are innocent and has not committed any offence. The petitioners are law abiding citizen so they would not abscond. The petitioners assured that if released on bail they would not tamper the evidence. The petitioners are ready to abide any condition imposed by this court and produce sufficient sureties for their bail.
4. On the other hand, the Respondent Police has opposed to release the petitioners/Accused on bail by stating that, if released on bail the petitioners/Accused would abscond and not appear before this court during trial and also they would commit the same kind of offences. There is no previous criminal case pending against the 1st Accused. There are Eight previous criminal cases pending against the 3rd accused and there are three previous criminal cases pending against the 2nd accused. Heard both sides. Records perused.
5. Considering the rival submissions put forth by either sides and on perusal of entire materials on records, it is found that, the petitioners were arrested and

remanded to judicial custody on 04.03.2026. The Petitioners/Accused are in judicial custody for the past 03 days. No one got hospitalized in this case. The defacto complainant has appeared before this court and has filed affidavit stating that the issue has been compromised and he has no objection as to release of the petitioners. It is found that statements of 3 material witnesses has been recorded and the substantial portion of investigation is over. The petitioners have permanent place of abode and hence there is less chance for abscondance. Though there are Eight previous criminal cases pending against the 3rd accused and there are three previous criminal cases pending against the 2nd accused but the right of bail cannot be denied on the said ground.

6. Therefore considering the nature and gravity of the offence, the fact that the substantial portion of investigation is over, the period of incarceration of the accused, the fact that the petitioners have permanent place of abode, the custodial interrogation of the accused is not at all necessary at this point of time and all the above said aspects, this court is inclined to grant bail to the petitioners/accused with some condition.
7. In the result, bail petition is allowed and the petitioners are ordered to be released on bail with the following conditions,
 - (a) The Petitioners shall execute a bond for a sum of Rs. 10,000/- with two sureties for a like sum each to the satisfaction of this court and,

- (b) The 2 and 3 accused shall report and sign before the Rameswaram Jetty police daily at 05.00 P.M until further orders and 1st accused shall appear before the Kenikkarai Police Station at 10.00 A.M until further orders thereafter the petitioners shall appear before the respondent police as and when required for interrogation and
- (c) The Petitioners shall comply the conditions imposed u/s. 480(3) of BNSS and the petitioners shall not commit and indulge in any subsequent offence and in case of any violation of the said conditions, the police are at liberty to file petition for cancellation of this bail.

Dictated by me to Steno typist directly and typed by her, corrected and pronounced by me on 06.03.2026.

**Judicial Magistrate No.II(FAC),
Ramanathapuram.**