



IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, SIVAGANGAI.

PRESENT: Tmt. K.Arivoli., M.A., M.L.,

Principal Sessions Judge, Sivagangai.

Wednesday, the 11th day of March - 2026

Cr.M.P.No.513/2026

(CNR No.TNSV01000870-2026)

Asaimuthu, (Age 24) S/o.Muthupandi,
P.Velankulam, Padamathur Post, Sivagangai.

. . . Petitioner/Accused

.Vs.

The State rep. by
The Inspector of Police,
Kalaiyarkovil Police Station,
(Cr.No.463/2025)

. . . Respondent / Complainant

This petition coming on this day for final hearing before me in the presence of Thiru.G.Karuppaiah, Advocate for the Petitioner and of Thiru.A.Alagarsamy, Public Prosecutor for the State, after hearing both sides and perusing the written reply submitted by the respondent and records, this court delivers the following . . .

ORDER :-

1. The petitioner, who is in judicial custody for the offences charged u/s.331(4), 305(a) of B.N.S Act in Crime No.463/2025 of the respondent police, since 09.02.2026 is seeking for his release on bail u/s.483 of B.N.S.S.

2. According to the petitioner, he is the 4th accused in the present case and there are totally five accused in the crime number and as against him, allegations have been levelled by the *defacto* complainant alleging that the petitioner along with other accused have trespassed into the house of the *defacto* complainant and broken the house door as well as bureau(பீரோ) and committed robbery of 300 kgs of Bronze vessels, Rs.20,000/- and Cylinder from the custody of him. According to the petitioner, he is innocent and he has not committed any offence as alleged by the prosecution. The Petitioner has given undertaking that he would never abscond nor tamper or hamper



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the witnesses and ready to abide by any condition imposed by the court and willing to produce sufficient solvent sureties to the satisfaction of the Judicial Magistrate. Hence, the Petitioner prays for considering his bail application.

3. The respondent filed his detailed objections in writing and the learned Public Prosecutor had submitted that the investigation is still pending and the petitioner is involved in several previous cases. In the event, if the petitioner is released on bail, he would abscond and may not appear before the court by abiding the condition. He may indulge in similar kind of offence in future and hence the Public Prosecutor strongly opposed the grant of bail application to the petitioner.

4. By considering the submissions of the parties and the fact that the petitioner is in judicial custody from 09.02.2026 and the petitioner is the 4th accused in the present case and the alleged properties have been recovered and the investigation has been almost completed, charge-sheet alone yet to be filed and co-accused A1 has already been released on bail by this Court in CrI.M.P.No.205/2026, dated:29.01.2026. Considering the fact that though the petitioner got previous cases, the robbed properties have been recovered and the investigation has been almost completed and also the period of incarceration suffered by the petitioner, this Court is inclined to consider the bail application of the petitioner with the following conditions.

In the result, ***the petition is allowed*** and the petitioner is ordered to be released on bail on his executing bond for Rs.10,000/- with two sureties each of like sum to the satisfaction of the Judicial Magistrate No.I, Sivagangai with a condition that the petitioner shall stay at Virudhunagar District and appear, sign before the Amathur Police Station daily morning at 10.00 a.m., and evening at 05.00 p.m., and shall sign

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for 30 days and thereafter, shall appear on summons.

The sureties shall affix their photographs and left thumb impression and the Judicial Magistrate while considering the sureties, shall obtain the copy of their Aadhar card or bank pass book to ensure their identity.

The petitioner's photograph and Aadhaar Card or bank pass book copy shall also be obtained while considering the sureties.

The Petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade from disclosing such facts to the court or to any Police Officer. That the petitioners shall not leave the State of Tamil Nadu without prior permission of the learned Judicial Magistrate. The Petitioner shall not commit further offences of similar nature and shall appear before the respondent police station as and when required.

The Petitioner shall co-operate for early disposal of the matter.

On breach of the aforesaid conditions, the learned Judicial Magistrate, before whom the case is pending is at liberty to initiate / take appropriate action against the petitioner in accordance with law as laid down in the judgment of Hon'ble Supreme Court in P.K.Shaji Vs. State reported in AIR 2005 SCW 5506.

In the event, if the petitioner absconds, a fresh F.I.R shall be registered u/s.269 of B.N.S.

Given by me, this the 11th day of March – 2026.

Principal Sessions Judge,
Sivagangai.

Copy to :-

1. The Judicial Magistrate No.I, Sivagangai.

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2. The Public Prosecutor, Sivagangai.
3. The Inspector of Police, Kalaiyarkovil Police Station and Amathur P.S.
4. Counsel for the Petitioner.