



IN THE COURT OF THE JUDICIAL MAGISTRATE, THENI.

Present: Thiru. P.Aasay Marudhu, B.A., L.L.B.,

Judicial Magistrate [F.A.C], Theni.

Friday, the 27th day of March, 2026

Cr.L.M.P. No.840/2026

CNR No. TNTH020013892026

Vijay (21/2025),

C/o.Ravi

....Petitioner/Accused.

// Vs. //

State

Rep by Inspector of Police,

Theni Town Police Station

(Crime No: 197/2026)

.... Respondent/Complainant

The petition has been filed on behalf of Petitioner/Accused to release him on bail u/s 480 of BNSS This application/petition coming before me for a final hearing on 27.03.2026. This court has taken up this petition for bail in pursuance of the bail petition filed by K.Manoj, B.A.,L.L.B., Learned Counsel for the petitioner and the Learned Assistant Public Prosecutor, representing the state, upon perusing the petition and the relevant materials on record and upon hearing both sides arguments, this court passes the following...

ORDER

1. Heard both sides. Records perused. The petitioner is the accused in the Crime. No.197/2026 of Theni Town Police Station for the alleged offence U/s.296(b), 115(2), 118(2) and 351(3) BNS Learned counsel for Petitioner has again filed this petition, seeking for grant of bail.

2. The case of the prosecution is that, On 08.03.2026 at 8.30pm the defacto complainant's son Muthupandi, a mechanic at Sathuragiri Motors, was left home. Shortly after, he asked the defacto complainant for Rs.500, and the defacto



complainant went near Velmurugan Chicken Shop on Forest Road to give the money. There, defacto complainant saw Muthupandi with Vijay, who said money was not needed and took Muthupandi along. Later, Muthupandi and his friend informed the defacto complainant's family that Vijay had abused and assaulted Muthupandi, hitting him on the head and right ear with an iron rod and issuing threats. They intervened and sent the injured Muthupandi to the Government Hospital via a 108 ambulance. Hence the accused committed the offense.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and had not committed any offence as alleged by the prosecution. The petitioner is a law-abiding citizen and he has given an undertaking that he would never abscond nor tamper or hamper the witnesses and is ready to abide by any condition imposed by the court. The petitioner has been in prison from 09.03.2026 by Hon'ble Judicial Magistrate, Periyakulam. Hence, the petitioner prays for consideration of his bail application.

4. *Per contra*, the respondent filed his detailed objections in writing and the learned Assistant Public Prosecutor had submitted that the investigation is still pending in this case. The defacto complainant is presently admitted as an inpatient at the K.Vilakku Hospital. In the event, that the petitioner is released on bail, he would abscond and may not appear before the court by abiding the condition and the accused may intimidate the witnesses. He would indulge in a similar kind of offence and hence, the Assistant Public Prosecutor strongly opposed the grant of bail application to the petitioner.

5. This court considered the rival submissions and perused the available records. On perusal of records, the investigation is pending and as there are fair chance for the accused, if enlarged on bail, to repeat the same nature of the offenses



and tamper the witness. Considering the facts and circumstances of the case, and injured still admitted in hospital and gravity if the offense. This court is of the considered view that if the petitioner/accused is released on bail, it would prejudice the prosecution for conducting fair and proper investigation. Hence, in view of foregoing reasons, This court finds that the accused is not entitled to be released on bail at this stage.

In the result this petition is dismissed.

This order is dictated to Steno-typist, typed by her in Computer, corrected and pronounced by me in the open court on this the 27th day of March 2026.

Judicial Magistrate(FAC),
Theni.