

In the court of the Principal Assistant Sessions Judge, Tiruppur

Present: Tmt.Dr.V.Sree Vidya, M.L.,
Principal Assistant Sessions Judge, Tiruppur.

Monday, the 23rd day of March, 2026

Cr.M.P. No. 01 / 2026

In

S.C. No.89/2024

Muniandi, aged 23 years

S/o.Samaiyan

.. Petitioner / Accused No.2

Vs.

State of Tamilnadu Represented by

The Inspector of Police,

Mangalam Police Station,

Tiruppur City.

(Cr.No.46/2022)

...Respondent/Complainant

This petition came for hearing on this day in the presence of Thiru.R.P.Kathirvel, Counsel for the petitioner and Thiru.Basheer Ahamed, Additional Public Prosecutor for the respondent and upon hearing both side and upon perusing the documents, this court delivered the following:-

ORDER

This petition has been filed by the Petitioner/ accused No.2 u/s.483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking bail for the offence u/s.341, 392,397 and 506(ii) of IPC in Cr.No.46/2025 of the respondent police.

The First Information Report was registered against the petitioner u/s.392 r/w.397 IPC @ u/s.341, 392,397 and 506(ii) of IPC by the respondent police in Cr.No.46/2022. The alleged date of occurrence is on 07.02.2022 and the First Information Report was registered on the same day and the petitioner was arrested and remanded to judicial custody on 08.02.2022 and he has been in incarceration for the past **471 days**.

The learned Counsel appearing for the petitioner would contend that the petitioner is innocent and has not committed any offence as alleged by the prosecution, he has to take care of his ailing parents, he is ready to produce sufficient sureties, he shall not tamper the witnesses and will abide the conditions imposed by this Court and hence, prays for grant of bail to the petitioner.

It is the case of the prosecution that the petitioner along with the co accused robbed Rs.500/- and a cell phone worth Rs.5,000/- from the de-facto complainant on criminal intimidation with an aid of a sword and flew away from the scene of occurrence in a two wheeler. The learned Public Prosecutor would raise objection that the petitioner is a habitual offender and he has seven other previous cases of similar cases, co accused in this case is still absconding and hence, sought to dismiss the application.

Both side heard. Records perused. The alleged date of occurrence is on 07.02.2022 and the First Information Report was registered on the same day and the petitioner was arrested and remanded to judicial custody on

08.02.2022 and he has been in incarceration for the past **471 days**. The case against the petitioner/accused pending on the file of this Court as S.C.No.89/2024.

By considering the facts and circumstances, nature and gravity of offence and duration of incarceration, this court **is inclined** to enlarge the petitioner on bail on following conditions:-

In the result, the petitioner/accused is ordered to be released on bail on his executing a bond for a sum of Rs.5,000/- (Rupees five thousand only) with two sureties each for a like sum to the satisfaction of the Principal Assistant Sessions Judge, Tiruppur and on further condition that;

1) the petitioner should appear and sign before the Principal Assistant Sessions Court, Tiruppur daily at 10.00 A.M. for the next fifteen working days.

2) the petitioner shall not tamper the evidence or witness during trial,

3) the petitioner shall not abscond during trial,

4) on breach of any of the aforesaid conditions, this Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by it as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005) AIR SCW 5560], and

5) If the accused thereafter abscond, a fresh FIR can be registered under section 269 BNS.

Accordingly, the petition **is allowed**.

Dictated to the steno-typist, typed by her directly, corrected and pronounced by me on this 23rd day of March, 2026.

Principal Assistant Sessions Judge,
Tiruppur.

Copy to:

1. The Additional Public Prosecutor, Tiruppur.
2. The Inspector of Police, Mangalam Police Station, Tiruppur
3. Counsel for the Petitioner.
4. The Secretary, District Legal Services Authority, Tiruppur through e-mail.
5. The Superintendent, Central Prison, Coimbatore through e-mail

(As per the Circular of Hon'ble High Court of Madras in R.O.C.No.16380-A/2025/F1, P.Dis.No.53/2025, dated:25.04.2025).