

IN THE COURT OF THE JUDICIAL MAGISTRATE, PALLADAM**Present: Tmt.S.Sapna, B.B.M.,L.L.M.,****Judicial Magistrate, Palladam,****Thursday 12th day of March 2026****E-CRLMP.No. 117 of 2026****(CNR.No.TNTI11 000440 2026)**

1) Prakash (age 24),
S/o. Ponnusamy,
Kattukottai, Vallakapattu,
Attur, Chinnakalarayan Hills,
Salem.

2) Sarathkumar (age 24),
S/o. Chinnadi,
1-77/2Kuppapadi,
Thokkampatti,
Chinnakalarayan Hills,
Karumanthurai, Salem.

.... Petitioners / Accused.No1 and 2

//Vs//

State rep by Inspector of Police
Kamanaickenpalayam, Police Station,
Cr.No.07/2026
U/s.305(e) of BNS

.... Respondent / Complainant

Petition filed U/s. 480 BNSS to release the accused on bail.

This petition was filed online on 02.03.2026 by the counsel for the petitioner Mr.K.Thirukumaran, Advocate and Learned APP filed objection for the Respondent and upon perusal of case records and on merits this court delivers the following.

ORDER

The petitioner/Accused is seeking bail for the offence alleged to have been committed by him. U/s.305(e) of BNS in Cr.No.07/2026 of Kamanaicken palayam, Police Station.

2.The Learned counsel for the petitioner/accused would submit that the respondent police has registered a case against the petitioners u/s 305(e) of BNS Act 2023 on dated 05.02.2026 and the same day palladam police station also registered case against the petitioners. The two FIR's contains same quantity of the theft properties. And the case was falsely and put up case registered against the petitioners. The petitioners was arrested on 10.02.2026 and remanded on same day by the Hon'ble Judicial Magistrate palladam and now they are under the Judicial custody for the past 20 days. In the above said crime No. 7/2026 the FIR has stated that unknown persons has attempted the crime but there is no information about the person in the FIR. The petitioners had a three previous put up and false case in the nature of theft, Hence the

false and put up was registered against the petitioners. The FIR is not correct and true one. The petitioner is not involved any offence as stated in the FIR. The petitioner is a poor Cooley worker, her family is depending upon the income of the petitioners and the petitioners is the only bread winner of the entire family. The petitioners is permanently residing at the above address, and he will not flee from justice or interfere in the investigation of respondent police or tamper the witness. They under takes to obey any conditions imposed by this Honble court and ready to produced sufficient sureties. Unless this petitioners/accused are enlarged on bail, the petitioners will put to loss and hardship.

3.The respondent filed reply and submitted that the case is still pending at the stage of investigation. If the Petitioners/Accused are released on bail they will commit similar offence at various place and create law and order problems. Even they will even try to abscond to some other place and it will be difficult for police to secure them. Even they will try to tamper the investigation. Hence the prosecution side strongly opposed to release the accused on bail.

4. On perusal of material placed on records, I Seen that the petitioners was remanded to judicial custody on 10.02.2026 for the alleged offence commit by the accused. They were stolen the plaintiff's 100 gram Copper Winding and 195 Transformer oil with the intention to commit the offence of theft U/s.305(e) of BNS Therefore the alleged offences against the petitioners/ Accused is Nonailable and case is still pending at the stage of investigation. At this stage if the Petitioners/ Accused are released on bail will flea way from justice. If the petitioners on bail he may tamper the witnesses abscond and avoid trial proceedings and also create law and order problem. Hence, I am not inclined bail to the petitioner.

5. In the result, this bail Petition is dismissed.

Judicial Magistrate,
Palladam.