

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
THANJAVUR.

PRESENT: Thiru.K.H.Elavazhagan, B.Sc., M.L.,
Principal District and Sessions Judge, Thanjavur.

Thursday, the 9th day of July 2026.
Criminal Miscellaneous Petition No.3851/2026
CNR No: TNTJ01-0055232026

Ajayanbarasu

S/o. Michealamirthabani

... Petitioner / Accused

/ Vs /

The State represented by,

The Inspector of Police,

Swamimalai Police Station,

Cr.No.183/2026

... Respondent / Complainant

This is a petition filed by the petitioner u/s.483 of BNSS., seeking bail.

This petition coming on for final hearing before me today in the presence of Thiru.S.Martin, advocate for the petitioner and of Thiru.R.Madialagan, Public Prosecutor appearing for the State and upon hearing the arguments of both sides and having stood over for consideration till this date, this Court has passed the following ...

ORDER

Heard both sides.

The petitioner/accused is seeking bail for the offences alleged to have been committed by him u/s. 304(a) @ 309(4), 111(2) of BNS Act concerned in Cr.No.183/2026 of Swamimalai P.S.

The learned counsel for the petitioner/accused submits that in fact this petitioner is no way connected with the alleged offence and he has been falsely

implicated in this case. This petitioner is in judicial custody since 19.06.2026. He prays to release him on bail.

The learned Public Prosecutor submits that totally five accused in this case and the petitioner is the 3rd accused. He states that the defacto-complainant Purushothaman came into contact with the accused persons through the Grindr App mobile application for homosex relationship and on 14.05.2026, at about 6.30 PM, he was taken to a banana grove on the day of occurrence, where the accused persons threatened him with wooden log, robbed his 4 gram and 3 gram gold rings, mobile phone and wrist-watch and transferred a sum of Rs.41,000/- from his bank account through G-pay and criminally intimidated him. Identification parade was conducted on 04.07.2026 and the accused persons were identified by the defacto-complainant. He further states that the petitioner is a History sheetee bearing HS No.121/2021 and he has thirteen more previous cases. The snatched items have not yet been recovered. The investigation in this case is pending. He states that if the petitioner is released on bail, it would cause prejudice to the further course of the investigation and hence, he objected to release him on bail.

It is seen that the accused are said to have contacted the defacto-complainant calling to have homo-sex relationship and the accused had taken the defacto-complainant to a banana grove on the day of occurrence, where the accused persons threatened him with wooden log, robbed his 4 gram and 3 gram gold rings, mobile phone and wrist-watch and transferred a sum of Rs.41,000/- from his bank account through G-pay and criminally intimidated him. The defacto complainant identified the accused at the time of identification parade. The snatched items are not recovered. The petitioner is a history sheetee and he has thirteen previous cases.

Further, the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005) AIR SCW 5560] has held that in case of breach of any condition in the bail already granted to him shall be cancelled by moving an application. Case on

hand, the petitioner has granted bail in several cases. But he has again committed the offence in this case.

Considering the facts and circumstances of the case, the nature of the offence and considering the fact that the petitioner has thirteen previous cases and investigation is pending, I am of the view that granting bail to this petitioner would cause prejudice to the further course of the investigation and there is every possibility of abscondance and hence, I am not inclined to allow this petition.

In the result, this petition is dismissed.

Pronounced by me in Open Court, this the 9th day of July, 2026.

Principal District and Sessions Judge,
Thanjavur.

To:

The petitioner through counsel.