

In the Court of Sessions, Tirunelveli Division
Before the Principal Sessions Judge, Tirunelveli.
PRESENT : **Thiru.N.VENKATAVARADAN, B.L.,**
PRINCIPAL SESSIONS JUDGE, TIRUNELVELI
Monday, the 15th day of June 2026.
Cr.M.P.No.2399/2026
(CNR No.TNTL 0100 4631 2026)

1. Anthony Micheal Jaison, S/o. Santha Cruz.

2. Silvester Rakson, S/o. Baskar.

...Petitioners/Accused.

/Versus /

State: The Inspector of Police,
Koodankulam P.S
Cr.No.571/2026.

... Respondent/Complainant.

Petition dated:03.06.2026 filed U/s. 483 of BNSS prays to grant bail.

This petition is coming on this day for hearing before me, in the presence of THIRU.G.GUNASEKARAN, Advocate for the petitioners and THIRU.K.SUBRAMANIAN, the Public Prosecutor for the respondent and upon hearing both sides arguments, this Court passed the following :

ORDER

The petitioners/accused were arrested and remanded to judicial custody on 02.06.2026, for the alleged offences under Sections.296(b),132,351(3) of BNS and 25(1A) of Arms Act, registered by respondent police, seeks bail.

The petitioners states that the petitioners are charged for the offences under section 296(b),132,351(3) of BNS and 25(1A) of Arms Act in Cr.No.571/2026 by the Respondent Police. These Petitioners are innocent and they have not committed any offences. Petitioner are falsely implicated in this case. The alleged occurrence is said to have taken place on 02.06.2026 at 10.00 hours and the same was reported on the same day at 11.00 hours near Koothankuzhi Vilakku Bust stop. FIR is pending before the Judicial Magistrate Court, Radhapuram. The petitioners states that as per the allegations in the FIR on the date of occurrence Respondent conducted regular rounds and they found that the petitioners are possessing gunny bags with weapons and on

enquiry by the police, petitioners abused them by filthy languages and criminally intimidated them, thereby prevented them from discharging their official duty. This is a false case and petitioners ready to obey any conditions. Therefore seeks to enlarge the petitioners on bail.

The Prosecution filed objections stating that on 02.06.2026 while the police party was engaged in regular rounds in the scene of occurrence, the petitioners were found to be standing with the gunny bag in which they hidden the weapon, When the police enquired, they abused the defacto-complainant by using filthy language and also threatened the police and criminally intimidated them, thereby committed the offences. The Respondent has also states that there is a murder case pending as against the petitioners herein. Therefore, Respondent objected to release the petitioners on bail.

The point for consideration is: Whether the petitioners are entitled to the relief of Bail as prayed for?

Point: Heard both sides. The petitioners who seeks bail claims that they are innocents and actually they have not committed any offences as alleged. The petitioners further states that petitioners are the accused in one murder case and by developing enmity on that case alone , this false case foisted against the petitioners. Petitioners are in judicial custody for the past 14 days. In these circumstances, this Court upon consideration of the detention period of the petitioners and also all the facts and circumstances is inclined to grant bail to the petitioners subject to the following conditions.

- i) that the petitioners are ordered to be enlarged on bail on executing their bond for Rs.10,000/- (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate,Radhapuram;
- ii) that the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or Bank pass book to ensure their identity;
- iii) **that the petitioners shall report and sign before the respondent police daily at 10.00 a.m., for a period of one month** and further respondent police

is directed to submit the report, deviations if any committed by the petitioners in observing the above condition. On further condition that they shall make available themselves for interrogation as and when required by the investigation Officer ;

- iv) that the petitioners shall not tamper with evidence or witness either during investigation or trial;
- v) that the petitioners shall not abscond either during investigation or trial ;
- vi) that on breach of any of the aforesaid conditions, the learned Magistrate / Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate / trial Court themselves as laid down by the Hon'ble Supreme Court in P.K.Shaji -vs- State of Kerala (2005) AIR SCW 5560) ;
- vii) If the accused thereafter absconds, a fresh FIR can be registered U/S.269 BNS.

Pronounced by me in open court, this the 15th day of June 2026.

PRINCIPAL SESSIONS JUDGE,
TIRUNELVELI.

Copy To:-

The Judicial Magistrate, Radhapuram .
The Public Prosecutor, Tirunelveli.
The Inspector of Police, Koodankulam P.S
The Superintendent, Central Prison, Palayamkottai.
The Counsel for petitioner.