

In the Court of Sessions, Tirunelveli Division
Before the Principal Sessions Judge, Tirunelveli.
PRESENT : **Thiru.N.VENKATAVARADAN, B.L.,**
PRINCIPAL SESSIONS JUDGE, TIRUNELVELI
Tuesday, the 09th day of June 2026.
Cr.M.P.No.2404/2026
(CNR No.TNTL 0100 4640 2026)

1.Subbaiah, S/o.Muthayathevar.

2. Muthukumar, S/o. Subbaiah.

...Petitioners/Accused.

/Versus /

State: The Inspector of Police,
Manur P.S
Cr.No.619/2026.

... 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.M.SAMUEL MUTHURAJ, 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 19.05.2026, for the alleged offences under Sections.326(g) BNS and 4 of TNPPDL Act, registered by respondent police, seeks bail.

The petitioners states that these petitioners are charged for the offences under section 326(g) BNS and 4 of TNPPDL Act by the Respondent Police. The Petitioner is an innocent and he has not committed any offences. Petitioners have been falsely implicated in this case. The alleged occurrence is said to have taken place on 17.05.2026. According to the FIR petitioner due to the previous enmity, petitioners set fire the Car of the defacto-complainant. Therefore, this case was registered. In fact petitioners have not committed any offence. Value of the damages not mentioned in the FIR. Petitioners are undergoing incarceration for the past 22 days. Therefore petitioners seeks to enlarge them on bail.

The Respondent filed objections stating that on 17.05.2026 petitioners set fire the Car of the son of the defacto-complainant in front of his house due to the previous enmity between them. Petitioners are having some other cases. However admitted that some of them were closed now. Therefore objected to release the petitioner 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 were charged for the allegations that they have set fire the Car of the son of the defacto-complainant. The petitioners states that they are innocents. It is also states that the amount of damages is not mentioned in the FIR. It is not disputed by the prosecution. According to the prosecution, in view of the previous enmity existed between the parties in petitioners caused damages as alleged in the FIR. Petitioners are in judicial custody for the past 22 days. Therefore, upon considering the nature of the allegations and the detention period of the petitioners, this Court 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, No.V Tirunelveli;
- 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 09th day of June 2026.

PRINCIPAL SESSIONS JUDGE,
TIRUNELVELI.

Copy To:-

The Judicial Magistrate, No.V Tirunelveli.
The Public Prosecutor, Tirunelveli.
The Inspector of Police, Manur P.S
The Superintendent, Central Prison, Palayamkottai.
The Counsel for petitioner.