

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 23rd day of June 2026.

Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026

(CNR No.TNTL 0100 4907 2026 and 0100 5072 2026)

Cr.M.P.No.2569/2026

Somaskanthan, S/o.Muthuraman.

...Petitioner/Accused.

Cr.M.P.No.2649/2026

Gomu, S/o.Natarajan.

...Petitioner/Accused.

/Versus /

State: The Inspector of Police,
Papakudi P.S
Cr.No.369/2026.

...Respondent/Complainant.

Petitions in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 dated:11.06.2026 and 16.06.2026 respectively filed U/s. 483 of BNSS prays to grant bail.

This petitions are coming on this day for hearing before me, in the presence of THIRU.A.PRABAKARAN, Advocate for the petitioners in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 and THIRU.K.SUBRAMANIAN, the Public Prosecutor for the respondent and upon hearing both sides arguments, this Court passed the following :

COMMON ORDER

Since both the petitions arose out of one and the same crime number, this court decides to pronounce common order.

The petitioners/accused in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 were arrested and remanded to judicial custody on 08.06.2026, for the alleged offences under Sections.185(MV), 109(1),132,296(b),351(3) of BNS Act, registered by the respondent police seeks bail.

The petitioners state that the petitioners are charged for the offences under section 185(MV), 109(1), 132, 296(b), 351(3) of BNS Act in Cr.No.369/2026 by the Respondent Police . The Petitioners are innocent and they have not committed any

offences. They have been falsely implicated in this case. The alleged occurrence is said to have taken place on 25.06.2026. FIR is pending before the Judicial Magistrate Court, Ambasamudram. According to the prosecution when the respondent police conducted vehicle check up at the occurrence place, the petitioner and co-accused are alleged to have speedily riding the two wheeler, violate the traffic Rules , then used filthy language and threatened with criminal intimidation against the police officials. The complainant in this case is the SSI of the Respondent Police. Petitioners were arrested and remanded to judicial custody on 08.06.2026. This is a false case registered against the petitioners. Therefore, petitioners seeks to enlarge them on bail.

The Respondent filed objections stating that, this is a case of drunken driving by the petitioner in the two wheeler and they were arrested in the scene of occurrence on 08.06.2026 and while they were intercepted by the police, petitioners used filthy language by using weapon and they have also criminally intimidated the respondent police. Therefore, Respondent police objected to release the petitioners on bail. Further 1st accused got one previous case against him. If the petitioners are released on bail, they will indulge in similar offences and also will tamper the witnesses.

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 have been intercepted by the Respondent police for the alleged offences of riding the motorcycle after consuming alcohol and also abusing the police officials when they were intercepted by the police and causing criminal intimidation by threatening them. The petitioners claimed that they are innocents and this is a false case foisted against them by the police. Petitioners are in judicial custody for the past 16 days. Under these circumstances, this Court upon consideration of these allegations stated against the petitioners and also the detention period, is inclined to grant bail to the petitioner in both the petitions subject to the following conditions.

- i) that the petitioners in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 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, Ambasamudram;

- 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 in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 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 Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 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 in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 shall not tamper with evidence or witness either during investigation or trial;
- v) that the petitioners in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 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 Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 in accordance with law as if the conditions have been imposed and the petitioners in Cr.M.P.No.2569/2026 and Cr.M.P.No.2649/2026 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 23rd day of June 2026.

PRINCIPAL SESSIONS JUDGE,
TIRUNELVELI.

Copy To:-

The Judicial Magistrate, Ambasamudram.

The Public Prosecutor, Tirunelveli.

The Inspector of Police, Papakudi P.S

The Superintendent, Central Prison, Palayamkottai.

The Counsel for petitioner.