

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE AT TIRUVALLUR

Present: Dr. J. JULIET PUSHPA, Ph.D. (Law)

Principal District and Sessions Judge, Tiruvallur

Friday, the 6th day of March , 2026

Crl.M.P.No:904/2026

Ilamurugan @ Chellappu, S/o Saminathan

...Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,

Vellavedu Police station

(Crime No: 51/2026)

.....Respondent/Complainant

Petition dated: 03.03.2026 u/s 483 of BNSS praying to enlarge the petitioner on bail

This petition coming on this day for hearing before me having the petition filed by the petitioners Counsel M/s A. Thirumalai, Vincent, K. Raja, M. Karthick, D. Jothi, R. Vetrivel, M. Sharmila, S. Sathishkumar, the respondent police through the Public Prosecutor, and upon hearing the arguments of both sides, perusing the reply of the Public Prosecutor for the State/Respondent and perusing the records and material and hearing both sides, this court made the following:-

ORDER

Heard arguments of both side. Records perused. Petition filed u/s 483 of BNSS seeking to release the petitioner who was remanded on 15.02.2026 in Crime No. 51/2026 on the file of Vellavedu police station registered for the offence u/s 296(b), 308(2) , 351(3) of BNS. The Bail petition u/s 480 of BNSS was dismissed by the Judicial Magistrate No.II, poonamallee in CMP No.366/2026 dated 24.02.2026.

The learned counsel for the petitioner argued that, petitioner is innocent, he has been falsely implicated only for statistical purpose, the petitioner was not at all present in the place of occurrence, only since he is having some previous cases, only on suspicion, and for preventive detention, he has been falsely implicated in this case, property already recovered, he is in custody for the past 20 days, all the offences are triable by Judicial Magistrate, petitioner is ready to cooperate for investigation and will abide by any condition, therefore prayed for granting the bail.

Notice given to concerned police and reply received. The learned Public prosecutor argued that on 15.02.2026 at about 4.30 PM, , when the defacto complainant was in his Old Iron scrap shop, situated at Irulapalayam Gangaiyamman temple street, petitioner came to the shop and extorted Rs.1000- at knife point and escaped, based on the complaint, FIR was registered, the petitioner was arrested on 15.02.2026 petitioner is having 4 previous cases and there is a proposal to detain the petitioner under Act 14 of 1982 the investigation is pending.

The petitioner states in this petition that there is no similar bail petition is pending before any other Court including Hon'ble High Court, Madras and the respondent has also not stated as to pending of any bail petition before Hon'ble High Court, Madras in this case. Hence, this Court considers that there is no impediment to entertain this petition and pass orders on merits.

As per the reply of the learned Public Prosecutor, investigation is pending in preliminary stage and the petitioner is having criminal antecedents with 4 previous case and also there is proposal for detain him under Goondas Act.

Therefore, on considering

- (i) grave nature of offence
- (ii) investigation is pending
- (iii) premature stage,
- (iv) serious accusation of offence as against the petitioner u/s 308(2) BNS
- (v) that the representation of the learned Public Prosecutor that since the petitioner is having 4 previous cases and also proposal for detention under Act 14 of 1982 is pending, if he is released and then absconds, investigation in all the cases against him would also be affected,
- (v) and also considering other facts and circumstances,
this Court is not inclined to grant bail to the petitioner.

In the result, this petition is dismissed.

Dictated to the Shorthand Writer and Pronounced by me in Open Court on this 6th day of March ,
2026

**Principal District and Sessions Judge,
Tiruvallur**

Copy to

The Petitioner's Advocate M/s A. Thirumalai
Thiru. S.Murthy, Public Prosecutor for the State
The Judicial Magistrate No.II, Poonamallee
The Inspector of police, Vellavedu police Station
The Superintendent, Central Prison-II, Puzhal, Chennai