

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

CrI.M.P.No:920/2026

1. Lokesh, S/o Balaji
2. Manikandan, S/o Gunasekar

...Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,
Pattabiram Police station
(Crime No: 45/2026)

.....Respondent/Complainant

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

This petition coming on this day for hearing before me having the petition filed by the petitioners Counsel M/s M. Thamilselvan, M. velu, G. Aruldoss, M. Muthu, T. Jayaraman, and 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 petitioners who were remanded on 22.01.2026 in Crime No.45/2026 on the file of Pattabiram police station registered for the offence u/s 126(2), 296(b), 118(1), 109, 351(3) of BNS .

The learned counsel for the petitioner argued that, petitioners are innocents, they have has been falsely implicated only due to wordy quarrel due to previous enmity the defacto complainant's son with the accused persons, , the injured person is already discharged, only on suspicion petitioner they have has been falsely implicated, petitioners have no bad antecedents, co-accused were granted bail by this Court in CMP No.417/2026 dated 16.02.2026, they are in judicial custody for 44 days, this is the 3rd bail petition, petitioners are 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 21.01.2026 at about 8.30 PM, when the defacto complainant's son was sitting near their house situated at due to previous enmity between them, the petitioner along with other accused came and assaulted him with knife, the defacto complainant's son sustained injuries, admitted in hospital and later discharged, based on the complaint, FIR was registered , petitioners were arrested on 22.01.2026, the 1st petitioner is having 6 previous cases, 2nd petitioner is having two previous cases, the 1st petitioner executed peace bond u/s 110 Cr.P.C. but during the period, he committed the offence, thereby breached the bond, and the investigation is pending.

The petitioners state 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.

The learned counsel for the petitioners filed memo stating that he is not pressing this petition in respect of the 1st petitioner (Lokesh)

As per the reply of the learned Public Prosecutor, 2nd petitioner is permanent resident. It appears that substantial part of investigation is completed as the petitioner is in judicial custody for the past 44 days.

Therefore, on considering

- (i) nature of offence,
- (ii) long duration of custody of the 2nd petitioner for the 44 days
- (iii) that the injured person is already discharged,
- (iv) it appears that substantial part of investigation is completed
- (v) that as per the representation of the learned Public Prosecutor, it appears that the 2nd petitioner is a permanent resident
- (vi) the representation of the learned counsel for the petitioner that the petitioner being local resident will cooperate for investigation and will abide by any condition,
- (vii) and also considering other facts and circumstances,
this Court is inclined to grant bail to the 2nd petitioner on imposing conditions.

In the result, bail is granted to the 2nd Petitioner on execution of a bond for a sum of Rs.10,000/- with two sureties for the like-sum each to the satisfaction of Judicial Magistrate No.II, Tiruvallur and on condition that the 2nd petitioner to sign before the respondent police daily by 10.00 a.m for 30 days. The sureties shall affix their photographs and shall produce Voter Card or Aadhar Card or Bank Pass Book in proof of their identification. Any violation of the conditions, the Judicial Magistrate is entitled to take action as per the Judgment of the Supreme Court in P.K. Shaji Vs. State of Kerala (AIR 2005 SCR 5560). If the 2nd petitioner absconds, a fresh FIR can be registered under Section 269 BNS.

This petition in respect of the 1st petitioner is dismissed as not pressed.

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 M. Thamilselvan
Thiru. S.Murthy, Public Prosecutor for the State
The Judicial Magistrate No.II, Tiruvallur
The Inspector of police, Pattabiram police Station
The Superintendent, Central Prison-II, Puzhal, Chennai