

**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

**Monday, the 23<sup>rd</sup> day of March, 2026**

**Crl.M.P.No:955/2026**

Nithishkumar, S/o Ramesh

...Petitioner/Accused

**//Versus//**

State Rep. by the Inspector of Police,  
Avadi Traffic Investigation Wing Police station  
(Crime No: 107/TIW/Avadi/2026)

.....Respondent/Complainant

**Petition dated: 05.03.2026 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 R. Franklin Perinbanathan, Sarath, T. Regnugadevi, 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 03.03.2026 in Crime No.107/AV1/2026 on the file of Avadi Traffic Investigation Wing Police station registered for the offence u/s 281, 110, 125(a) of BNS.

The learned counsel for the petitioner argued that, petitioner is innocent, he has been falsely implicated, the occurrence only an accident, he has no bad antecedents, he is in custody for the past 21 days, 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 03.03.2026 at about 12.20 AM in the midnight, when the police party of SRMC Police station, one Jagadeesan, HC 12122 and others were on patrol in a patrol vehicle, the petitioner was driving the private company bus bearing Reg.No. TN87 H2709 in a rash and negligent manner and dashed against the police vehicle in which, the HC Jagadeesan sustained grievous injuries, admitted in SRMC hospital, and later discharged, based on the complaint, FIR was registered, the petitioner was arrested on 03.03.2026 and 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, petitioner is a local resident. The injured is already discharged, It appears that substantial part of investigation is completed as the petitioner is in judicial custody for the past 21 days.

Therefore, on considering

- (i) Nature of offence,
- (ii) duration of custody of the petitioner for the 21 days

- (iii) it appears that substantial part of investigation is completed,
  - (iv) that the injured is already discharged,
  - (v) that as per the representation of the learned Public Prosecutor, it appears that the petitioner is a local 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) also considering other facts and circumstances,
- this Court is inclined to grant bail to the petitioner on imposing conditions.

In the result, bail is granted to the 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, Poonamallee and on condition that the petitioner to sign before the respondent police daily at 10.00 AM 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 SCW 5560*). If the petitioner absconds, a fresh FIR can be registered under Section 269 BNS.

Dictated to the Shorthand Writer and Pronounced by me in Open Court on this 23<sup>rd</sup> day of March, 2026

**Principal District and Sessions Judge,  
Tiruvallur**

**Copy to**

The Petitioner's Advocate M/s R. Franklin Perinbanathan  
Thiru. S.Murthy, Public Prosecutor for the State  
The Judicial Magistrate No.II, Poonamallee  
The Inspector of police, Traffic Investigating wing, Avadi police Station  
The Superintendent, Central Prison-II, Puzhal, Chennai