

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

Thursday, the 4th day of June, 2026

Crl.M.P.No:1977/2026

Niyamath, S/o Noordhin,

...Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,
Poonamallee station
(Crime No: 225/2026)

.....Respondent/Complainant

Petition dated: 01.06.2026 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. Rajaprakash, Y. Karthickeyan, P. Chandrasekar, R. Revathi, S. Senthamizh Selvi, 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 petitioners were was remanded on 21.05.2026 in Crime No. 225/2026 on the file of Poonamallee police station registered for the offence u/s 303(2) of BNS. The Bail petition u/s 480 of BNSS was dismissed by the Judicial Magistrate No.II, Poonamallee in CMP No. 911/2026 dated 26.05.2026,

The learned counsel for the petitioner argued that, petitioner is innocent, he has been falsely implicated only since the petitioner is the employee who was in-charge of the materials, no offence was committed, only suspicion ,and only based on the confession of co-accused he has been arrested, property has already been recovered from the other accused, he is in custody for the past 15 days in this case, he 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 the defacto complainant is the Construction Manager of Seimens Limited , wherein the petitioner is employed for construction work for Chennai Metrol Rail, Poonamallee depot, wherein Drum Copper wires were stocked, and on 21.5.2026, the copper wires of 30 KG were committed theft, based on the complaint, FIR was registered and the petitioner was arrested on 21.05.2026, property recovered 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, the investigation is still pending in preliminary stage and the alleged offence is serious in nature.

Therefore, on considering

- (i) grave nature of offence
- (ii) investigation is pending,
- (iii) premature stage,
- (iv) serious accusation of the offence as against the petitioner u/s 303(2) of BNS,
- (v) value of the property allegedly involved,
- (vi) 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 4th day of June, 2026

**Principal District and Sessions Judge,
Tiruvallur**

Copy to

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