

**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

**Wednesday , the 10<sup>th</sup> day of June, 2026**

**Crl.M.P.No:2044/2026**

Chitirai Selvam, S/o Poraikizhan @ Vellaisamy

...Petitioner/Accused

**//Versus//**

State Rep. by the Inspector of Police,  
Arambakkam Police station  
(Crime No: 103/2026)

.....Respondent/Complainant

**Petition dated: 02.06.2026 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 K.S. Boobalan, V. Prabhu, M. Manjunath, 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 19.05.2026 in Crime No. 103/2026 on the file of Arambakkam police station registered for the offence u/s 303(2), 326(a) of BNS. The Bail petition u/s 480 of BNSS was dismissed by the District Munsif cum Judicial Magistrate, Gummidipoondi in CMP No. 294/2026 dated 01.06.2026.

The learned counsel for the petitioner argued that, petitioner is innocent, he has been falsely implicated only for statistical purpose, all the properties are seized, the petitioner has not bad antecedents, the sand found in the vehicle is the common sand used for agriculture purpose, only suspicion, he has been arrested he is in custody for the 23 days 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 on 18.05.2026 at about 7.30 PM, when the defacto complainant who is the SI of police along with police party was on surveillance near Elavur checkpost, found the petitioner was found transporting 10 units of river sand worth about Rs.50,000/- in a container lorry bearing Reg.No. AP20TB8118, thus he was arrested and based on the complaint, FIR was registered 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.

As per the reply of the learned Public Prosecutor, petitioner is a local resident and first offender. Properties already seized. It appears that substantial part of investigation is completed as the petitioner is in judicial custody for the past 23 days.

Therefore, on considering

- (i) Nature of offence
  - (ii) Long duration of custody of the petitioner for the 23 days
  - (iii) That the properties were already seized,
  - (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 petitioner is a local resident and first offender
  - (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) 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 Petitioners on execution of a bond for a sum of Rs.10,000/- each with two sureties for the like-sum each to the satisfaction of District Munsif cum Judicial Magistrate Gummidipoondi and on condition that the petitioners to sign before the respondent police daily at 10.00 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 SCW 5560*). If the petitioners abscond, a fresh FIR can be registered under Section 269 BNS.

Dictated to the Shorthand Writer and Pronounced by me in Open Court on this 10<sup>th</sup> day of June , 2026

**Principal District and Sessions Judge,  
Tiruvallur**

**Copy to**

The Petitioner's Advocate M/s K.S. Boobalan  
Thiru. S.Murthy, Public Prosecutor for the State  
The District Munsif cum Judicial Magistrate , Gummidipoondi  
The Inspector of police, Arambakkam police Station  
The Superintendent, Sub Jail, Ponneri