

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 20th day of July, 2026

Crl.M.P.No:2835/2026

(CNR No.TNTR010060172026)

Deena, S/o Ganesh

...Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,
All Women Police station , Thiruvallur
(Crime No: 9/2026)

.....Respondent/Complainant

Petition dated: 13.07.2026 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 C. Murugan, the respondent police through the Thiru. N.R. Sreedharan Babu, Public Prosecutor appearing on behalf of the Special Public Prosecutor , and upon hearing the arguments of both sides, and hearing the victim / defacto complainant and perusing the reply of the Special 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 23.05.2026 in Crime No.9/2026 on the file of All Women police station Tiruvallur registered for the offence u/s 69, 318(2), of BNS r/w 3(1)(w)(i), 3(2)(v) of SC/ST Act.

The learned counsel for the petitioner argued that, petitioner is innocent, he has not committed any offence, only due to break up of love affair between the defacto complainant and the petitioner a false complaint was lodged they love each other from 2021 itself, only since there was strain in the relationship at the inducement of the parents of the defacto complainant, this false complaint has been lodged, even during the previous bail proceedings, the defacto complainant stated no objection, the petitioner has no bad antecedents, he is in custody for the past 59 days, this is the 3rd bail petition, even the medical examination of the petitioner is completed, 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 Special Public prosecutor argued that the petitioner and the defacto complainant had love affair from 2021, the victim belongs to scheduled case, and under the pretext of marrying her, he had sexual relationship several time, and on 05.05.2026, due to the physical contact, the defacto complainant became pregnancy and to drive out the pregnancy, the petitioner had given intoxicated drink and committed forcible abortion , the defacto complainant sustained stomach injuries and admitted in hospital, and on 25.05.2026, when the defacto complainant asked the petitioner to marry her, he refused and abused her in filthy language with caste based remarks, thus, based on the complaint, FIR was registered the petitioner was arrested on 23.05.2026 , medical examination of the petitioner is completed, and the investigation is pending.

Notice u/s 15-A was issued to the victim. The victim appeared and objected this petition.

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 Special Public Prosecutor, petitioner is a local resident. It appears that substantial part of investigation is completed as the petitioner is in judicial custody for the past 59 days.

Therefore, on considering

- (i) nature of offence,
- (ii) long duration of custody of the petitioner for the 59 days
- (iii) it appears that substantial part of investigation is completed,
- (iv) that the medical examination of the petitioner 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 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.I, Tiruvallur and on condition that the petitioner to sign before Pallipattu Police station 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 20th day July, 2026

**Principal District and Sessions Judge,
Tiruvallur**

Copy to

The Petitioner's Advocate M/s C. Murugan
Thiru. N.R. Sreedharan Babu, Public Prosecutor for the State
The Judicial Magistrate No.I, Tiruvallur
The Inspector of police, All Women police Station Tiruvallur
The Superintendent, Central Prison-II, Puzhal, Chennai