



State of Tamilnadu,  
In the Court of Sessions, Tenkasi Division  
Before the Principal Sessions Judge, Tenkasi.  
PRESENT: THIRU. B.RAJAVEL, B.SC., B.L.,  
Principal Sessions Judge, Tenkasi  
Thursday the 05<sup>th</sup> day of March 2026  
Cr.M.P.No. 701 /2026  
CNR.No.TNTS010011462026

1. Arunachalam, S/o Boothapandian  
2. V.Mariappan, S/o Venkadachalapathi ... Petitioners/Accused

*Versus*

State: The Inspector of Police  
Tenkasi P.S.  
Cr.No.103/2026

.. Respondent/Complainant

Petition dated 27.02.2026 U/s.483 BNSS to grant bail to the petitioner.

This petition is coming on this day for hearing before this court in the presence of Thiru.A.Kathapandi, Advocate for the petitioners and Thiru.M.P.K.Maruthappan, Public Prosecutor for the Respondent/complainant and upon hearing both sides, this Court passed the following :

**ORDER**

The Petitioners/accused were arrested and remanded to judicial custody on 17.02.2026 for the alleged offences punishable under sections 331(4), 305(a) of BNS registered by the respondent police, seeks bail.

The learned Counsel for the petitioners/accused would submit that due to previous motive with regard to the pathway dispute, the whole occurrence taken place and these petitioners' name not found place in the F.I.R. and 4 days belatedly the F.I.R. was registered by the respondent police and these petitioners no way connected with the occurrence and these petitioners have been falsely implicated in this case and these petitioners are undergoing incarceration for the past 17 days and prays to grant bail to the petitioners subject to any conditions.

The learned Public Prosecutor would submit that these petitioners alone involved in this case and the allegation against these petitioners is that they committed theft of 42 hens worth about Rs.21,000/- and Rs.11,000/- cash was recovered from A2 and A1 is having 1 previous case not identical in nature and A2 is having 3 previous cases including S.C./ST Atrocities Act and the investigation is pending.

Heard. Records perused. The submissions of both sides were considered. These petitioners alone involved in this case and the allegation against these petitioners is that they committed theft of 42 hens worth about Rs.21,000/-. Considering the fact that these petitioners are undergoing incarceration for the past 17 days and the investigation might have been completed by this time and Rs.11,000/- cash was recovered from A2 and the antecedents of this petitioner and other facts and circumstances, this Court is inclined to grant bail to the petitioners/accused.

In the result this petition is allowed subject to following conditions

- I) The petitioners are ordered to be enlarged on bail on executing their bond for Rs.10,000/- each (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate, Tenkasi.
- ii) The sureties shall affix their photographs and Left Thumb Impression in the surety bond and the sureties shall produce a copy of their Aadhaar card or Solvency Certificate or Bank pass book to ensure their identity.
- iii) **That the petitioners shall report and sign before the Respondent P.S daily once at 10.00 A.M for one month.**
- iv) **The petitioners have to furnish their Mail I.D. and phone number before the trial court at the time of executing bond.**
- v) **The petitioners have to deposit a sum of Rs.05,000/- each before the Judicial Magistrate, Tenkasi under the head of Cr.No.103/2026 of respondent P.S., and the said amount has to be kept in Criminal C.D. to be decided in trial and without prejudice to their defence before the trial court.**
- vi) The petitioners shall make available themselves for interrogation as and when required by the investigation Officer.
- vii) The petitioners shall not tamper the witness or hamper the evidence in any manner either during investigation or trial.
- viii) The petitioners shall not abscond either during investigation or Trial.
- ix) That on breach of any of the aforesaid conditions, the Investigation Officer shall report to the learned Magistrate / Trial Court and shall take appropriate

action against the petitioners in accordance with law.

- x) If the accused thereafter absconds, a fresh FIR can be registered U/S.269 BNS.

Pronounced in open court, this the 5<sup>th</sup> day of March 2026.

PRINCIPAL SESSIONS JUDGE,  
TENKASI.

Copy to  
The Judicial Magistrate, Tenkasi.  
The Inspector of Police, Tenkasi P.S.  
The Counsel for the petitioners.  
The Public Prosecutor, Tenkasi.  
The Superintendent, Sub Jail, Tenkasi