



IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE,THOOTHUKUDI

Present : Tmt.S.Subadevi, B.A.,B.L.,M.B.A.,

Principal Sessions Judge, Thoothukudi

Tuesday the 21st day of July 2026

Cr.M.P.No. 3709/2026

Marimuthu (42 years),
S/o. Pichaiah,
30H/2, Anna Nagar 6th Street,
Thoothukudi District.

...Petitioner / Accused
(not name in FIR)

-Vs-

State : The Inspector of Police,
Puthiamputhur P.S.,
Thoothukudi District.
Cr. No.45/2026

...Respondent / Complainant

Petition u/s.483 BNSS is filed to grant bail to the petitioner.

This Petition has come up for final hearing before this court today, in the presence of Mrs.S.Tamilselvi Advocate for the petitioner and the learned Public Prosecutor for prosecution.

Heard both side.

ORDER

The petitioner is alleged to have committed offences on 28.10.2022 to 27.10.2023 u/s. 406, 468 IPC. The petitioner was arrested and remanded to judicial custody on 03.07.2026.

The case of the prosecution is that the petitioner along with the co-accused have dishonestly induced the complainant to deliver their property by creating false documents.



The learned counsel for the petitioner has submitted that, the petitioner is an innocent and not at all committed any offence as alleged by the prosecution and that the petitioner is in judicial custody from 03.07.2026 for the past 19 days and in fact, this case is only an injury case, wherein the de-facto complainant himself drove his motor cycle negligently and caused the accident involving the petitioner's lorry. It is not a death case, as wrongly projected by the insurance company in the present complaint. Arising out of the said accident, the injured person has filed MCOP No.424/2023. The owner of the vehicle, duly entered appearance before the tribunal. Thereafter was set exparte. Subsequently, the exparte order was set aside by insurance company. Thereafter, evidence was recorded and cross examination was also conducted. It was only during those proceedings, it was made out that the insurance cover was a forged document. The petitioner is in no way connected with the alleged offence. Even in the order passed by the lower court, while considering the bail petition, the Investigating officer has stated that, Accused No.3 and 4 are pre owned vehicle dealers and A5 had fabricated the insurance policy relating to the Ashok Leyland lorry in and around the Puthiyamputhur locality. This petitioner himself is a victim and also produced copy of insurance policy to prove his contention. The earlier bail application was dismissed by the trial court in Cr.M.P. No.264/2026 dated 09.07.2026 and no previous case against this petitioner and that the petitioner is ready and willing to furnish sufficient sureties for his release on bail and that therefore, the petitioner may be enlarged on bail.

The learned Public Prosecutor has raised strong objection to release the petitioner on bail by stating that, the Section of Law has been altered to 420, 465, 467, 468, 471 IPC r/w 109, 34 IPC on 04.07.2026 and investigation in this case is still pending.



The learned Public Prosecutor has stated that the Section of Law has altered on 04.07.2026. But this petition has been filed on 14.07.2026 under Section 406, 468 IPC without mentioning the altered sections. Hence, this court is not inclined to allow this petition.

In the result, this petition is hereby dismissed.

Pronounced by me in the Open Court this the 21st day of July 2026.

Principal Sessions Judge,
Thoothukudi.

To

- The Judicial Magistrate, Ottapidaram.
- The Public Prosecutor, Principal District Court, Thoothukudi.
- The Inspector of Police, Puthiamputhur P.S., Thoothukudi.
- The Advocate for the petitioner.

They are requested to download the copy of the order from the official web site of this court only for purpose of furnishing sureties before the concerned court.