

In the Court of the Vacation Sessions Judge, Tiruvarur.

**Present: Thiru M.VADIVEL, B.Com.,B.L.,
Sessions Judge,
Special Court for trial of cases under SC and ST (PoA) Act., Thiruvarur,
Vacation Sessions Judge, Thiruvarur.
Friday, this the 29th day of May 2026**

CrI.M.P.No. 434/2026

Palaniyappan, aged 33/2026
S/o. Balaguru

... Petitioner/ Accused.

Vs

State rep. through the Inspector of Police,
Valangaiman Police Station,
Crime Number 154/2026.

... Respondent/Complainant.

This petition came up before this Court for hearing moved by Mr. S. Selvakumar, Advocate for the petitioner/accused and Mr. D. Manivannan, Public Prosecutor for the State and upon perusing the petition and reply, this Court passes the following:-

ORDER

This petition has been filed by the petitioner under section 483 of Bharatiya Nagarik Suraksha Sanhita to grant bail with regard to the case in Crime Number 154/2026 of Valangaiman Police Station for the offences punishable under sections 303(2), 326(a), 305(e) of BNS Act.

2. According to the petitioner, he is remanded to judicial custody on 17.05.2026. He is innocent person and has not committed any offence. The petitioner is from respectable family. The case of the prosecution is that on 17.05.2026 without proper license or permission the petitioner had involved in theft of 3 bags of Soil which was carried in TVS SCOOTY ZEST two wheeler bearing Registration Number TN 68 AB 6514. The petitioner is the sole bread-winner of his family. If the petitioner is not enlarged on bail his family will be put to irreparable loss and injury. The above case is a false one and it is foisted, against the petitioner, in order to threaten him by illegal means and the investigation could have been completed at this stage. An earlier bail application in Criminal Miscellaneous Petition Number 96/2026 was dismissed by the Order of

District Munsif-cum-Judicial Magistrate, Valangaiman dated 21.05.2026 and hence seeks to grant bail to the petitioner.

3. Whereas the Public Prosecutor has submitted the reply of Respondent / Complainant in which it is stated that the case is under investigation and accused is secured and theft of 3 bags of Soil through TVS SCOOTY ZEST two wheeler bearing Registration Number TN 68 AB 6514 without proper license or permission. If the accused is let on bail, he will involve in similar offence and hence strongly objected to let the accused on bail.

4. Reply received and perused. Heard. The petitioner is in custody from 17.05.2026 onwards. Considering the nature and gravity of offence and also other circumstance of the case, this Court is inclined to grant bail to the petitioner.

5. In the result, this petition is allowed with the following conditions:

- (i) The petitioner shall make non-refundable deposit a sum of Rs.900/- to **The Assistant Director of Geology and Mining, District Mineral Foundation Trust, Thiruvarur** and proof of payment of the same shall be filed by the petitioner before the Learned District Munsif-cum-Judicial Magistrate, Valangaiman.
- (ii) The petitioner shall execute a bond for a sum of Rs.15,000/- with two sureties each for a like sum to the satisfaction of the District Munsif-cum-Judicial Magistrate, Valangaiman.
- (iii) The petitioner and the sureties each shall affix their photographs and Left Thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.
- (iv) The petitioner shall report before the Inspector of Police, Valangaiman Police Station daily at 10.30 a.m., for a period of one month from the date of release.

- (v) The petitioner shall not tamper with evidence of witnesses either during investigation or trial.
- (vi) The petitioner shall not abscond either during investigation or trial.
- (vii) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner is released on bail by the learned Magistrate/Trial Court as laid down by the Hon'ble Supreme court in P.K. Shaji .Vs. State of Kerala ((2005) AIR SCW 5560)
- (viii) If the petitioner/accused thereafter abscond, a fresh FIR can be registered under section 269 BNS.

Pronounced by me, this the 29th day of May 2026.

**Vacation Sessions Judge,
Thiruvarur.**

Copy to (Through E-mail):

The District Munsif-cum-Judicial Magistrate, Valangaiman.

The Counsel for the Petitioner.

The Inspector of Police, Valangaiman Police Station.

The Assistant Director of Geology and Mining, District Mineral Foundation Trust,
Thiruvarur.