

**BEFORE THE COURT OF SESSIONS DIVISION OF
VELLORE DISTRICT, TAMIL NADU**

Present: Thiru.M.Elavarasan,
Principal Sessions Judge, Vellore.

Monday, the 13th day of July, 2026

Cr.M.P.No.2296 of 2026
CNR.No.TNVL01-003452-2026

Balaji, (M-41) (Sole)
S/o Mani
No.29/4, Javuli Kadai Street
Arcot Taluk
Ranipet District
Tamil Nadu.

...Petitioner/Accused

-vs-

The State represented by
The Sub Inspector of Police
CSCID P.S. Vellore
Vellore District
Tamil Nadu.
Crime No.151 of 2026.

...Respondent/Complainant

This petition is coming before me for hearing today in the presence of Thiru V.Mohan, learned counsel for the petitioner, the learned Public Prosecutor for the respondent and, after hearing both sides, this court, delivered the following:

O R D E R

This is a petition for bail u/s 483 of BNSS for the alleged offences u/s. 6(4) of TNSC (RDSCS) Order 1982, r/w 7(1) a(ii) of E.C.Act 1955.

2. The learned counsel for the petitioner with support of the petition averments submitted that the petitioner was remanded to judicial custody on 15.06.2026 and he is in custody for the past 29 days. The case of the prosecution is that while he was on patrol duty at Periya Meettur Bus Stop Back side, Katpadi, the respondent seized 1,400 kgs of PDS rice from the petitioner. The petitioner is innocent person. The petitioner is having permanent residence and he is ready to furnish sufficient sureties to ensure his regular attendance and abide by any condition imposed by this Court, and prays that the petitioner may be granted bail.

3. On notice, the learned Public Prosecutor filed his objection and submitted that there there is no previous case is pending as against the petitioner and in this case

the respondent seized 1,400 kgs of PDS rice from the petitioner and that the property was recovered and the investigation is going on hence he strongly opposed to grant bail to the petitioner.

4. Heard both sides. Records perused. On perusal of FIR, it reveals that, based on credible information, the respondent police conducted a search near Periya Mittur Bus Stop and found 28 bags containing about 1,400 kilograms of Public Distribution System (PDS) rice concealed in a bush. The seized rice was suspected to be Government PDS rice meant for free distribution to the public and was allegedly stocked for illegal diversion. Hence, the present case. The learned counsel for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner is in judicial custody for the past 29 days and seeks bail for the petitioner. The learned Public Prosecutor filed his objection and stating that there is no previous case is pending as against the petitioner and strongly opposed to grant bail to the petitioner. On considering the facts and circumstances of the case and the incarceration period of the petitioner, no previous case as against the petitioner and he is ready to furnish sufficient sureties to ensure his regular attendance and stage of investigation, this court is inclined to grant bail to the petitioner subject to the following conditions:

5. In the result, this petition is allowed;-

(a) The petitioner is ordered to be enlarged on bail on executing a bond for a sum of Rs.10,000/-, along with two sureties for the like sum each to the satisfaction of the Judicial Magistrate IV, Vellore;

(b) The petitioner shall appear and sign before **the Judicial Magistrate IV, Vellore, daily at 10.30 AM on all days including holidays** until further orders from the next day of execution of bond before the Magistrate Court;

(c) The petitioner is further directed to appear before the respondent police, as and when required for interrogation, on summon. Thereafter, he can file a modification petition after 30 days of conditions complied.

(d) The sureties shall affix their photographs and left thumb impression in the surety bond and produce copy of their Aadhar card or Bank Pass Book to ensure their identity;

(e) The petitioner shall not tamper with evidence or witness either during investigation or trial;

(f) The petitioner shall not abscond either during investigation or trial;

(g) On breach of any of the aforesaid conditions, the learned Judicial Magistrate

IV, Vellore/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 released on bail by the learned Judicial Magistrate IV, Vellore/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560] and;

(h) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

Pronounced by me in Open Court, this the 13th day of July, 2026.

Principal Sessions Judge,
Vellore.

To

The Judicial Magistrate IV, Vellore.

The Sub Inspector of Police, CSCID P.S. Vellore.

The Superintendent, Central Prison, Vellore – Communicate to the

Sub jails, if the Under Trial prisoner is incarcerated in any sub jail.