

In the Court of Judicial Magistrate, Gingee, Villupuram District

Present: Tmt. B.Vidhya, L.L.M.,

Judicial Magistrate, Gingee

Monday, the 16th day of March 2026.

CrI.M.P. No.137/2026

In

Crime No:- 19/2026

(On the file of Gingee Police Station)

Elumalai S/o. Subramani,
No.1425 B Block, 5th Street,
Kannima Nagar,
Veerapuram, AV ADI,
Thiruvalluvar District.

... Petitioner/ Accused

Vs

State represented by:-
Sub Inspector of Police,
Gingee Police Station,
Cr.No.19/2026.

...Respondent / Complainant

Counsel for Petitioners :- Tr. M.Palani, B.Com., B.L.,

Counsel for Respondent:- Assistant Public Prosecutor Grade-II

Order

1. Bail application filed by the petitioner U/s.480 of BNSS seeking bail in Cr.No.19/2026 for offences punishable U/s. 303(2) on the file of Respondent Police.

2. The Learned Counsel for the petitioner submitted that, It is humbly submitted that the accused here in has been arrested by the complainant and remanded to judicial custody on 16.01.2026 for the alleged offence U/s. 303(2). It is submitted that the accused is innocent of any such offences, the accused is hails from respectable family and is abiding citizen. He is released on bail, he will not tamper the prosecution and will not abscond. Hence, it is humbly prayed that his Honourable Court may be pleased to release the accused on the bail accepting the sureties produced and render justice.

3. Per Contra, the Learned Assistant Public Prosecutor Grade-II has strongly objected this petition by submitting that, if the accused was released on bail he may abscond and try to tamper witness and destroy evidence. At the same time investigation is pending and also three previous case is pending against same accused. Hence, bail petition may be dismissed.

4. Point for consideration:- Whether this petition is to be allowed or not?

5. Point:- Heard both sides. The Respondent side stated that the injured person discharged from hospital. The accused/petitioner was in judicial custody for past 60 days. On the perusal of the materials this court finds that investigation in this case is partially over. Respondent/police formally objected that the investigation is pending. They have no serious objections. This Court does not find the necessity of continued detention of the petitioner in custody. Therefore, the petitioner can be now released on bail. However, some reason

Considering the above said facts, age of the petitioners, nature and gravity of offences, facts and circumstances of the case and in the interest of justice, this court is inclined to enlarge the petitioner on bail with following conditions:-

- a) The petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) along with two sureties each for a like sum to the satisfaction of this court. The sureties shall affix their photographs and left hand thumb impression in the surety bond each.
- b) The petitioner shall not tamper with evidence or witness either during investigation or trial.
- c) The petitioner shall not commit offences of any similar nature.
- d) The petitioner shall not abscond either during investigation or trial.
- e) In case of breach of any of the aforesaid conditions, a separate criminal action can be proceeded against the petitioner for offence U/s.269 of BNS.

Accordingly, this petition is allowed.

Dictated to Steno typist, transcribed by her, corrected and pronounced by me in open court on this 16th day of March 2026.

**JUDICIAL MAGISTRATE,
GINGEE.**