

In the Court of Judicial Magistrate, Gingee, Villupuram District
Present: Tmt. B.Vidhya, L.L.M.,
Judicial Magistrate, Gingee
Friday, the 29th day of May, 2026
Crl.M.P. No.249/2026
In
Crime No:- 117/2026
(On the file of the PEW- Gingee Police Station)

Elumalai , age 50,
S/o. Poongan,
No.760, New Colony,
Sangeetha Mangalam,
Vikravandi Taluk,
Villupuram District.

... Petitioner/Accused

Vs

State represented by:-
Sub Inspector of Police,
PEW - Gingee Police Station,
Cr.No.117/2026.

...Respondent / Complainant

Counsel for Petitioner:- Thiru.R.Sivachandran, B.A., L.L.B.,

Counsel for Respondent:- Assistant Public Prosecutor Grade-II

Order

1. Bail application filed by the petitioners U/s.480 of BNSS seeking bail in Cr.No.117/2026 for offences punishable U/s.4(1)(A)TNP Amendment Act 2024 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 20.05.2026 for the alleged offence U/s.4(1)(A)TNP Amendment Act 2024. It is submitted that the accused is not guilty of any offence and did not commit the said offence. The liberty of the accused is essential to arrange the defence. In the interest of justice, it is humbly prayed that this Honourable Court may be pleased to enlarge the accused on bail, till the disposal of the case.

3. Per Contra, the Learned Assistant Public Prosecutor Grade-II/respondent police has strongly objected this petition by submitting that, the accused was released on

bail he may abscond and try to tamper witness and destroy evidence and the same investigation is pending. 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 accused/petitioner was judicial custody for past 10 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 do not find the necessity of continued detention of the petitioner in custody. Therefore, the petitioner can be now released on bail. Considering the above said facts, age of the petitioner, 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 him, corrected and pronounced by me in open court on this 29th day of May, 2026.

**JUDICIAL MAGISTRATE,
GINGEE.**