

**IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.**

**Present: Tmt. G. VIJAYA, B.A., M.L., PGDCFS,
PRINCIPAL DISTRICT & SESSIONS JUDGE, COIMBATORE**

Thursday, this the 12th day of March, 2026

CRIMINAL MISCELLANEOUS PETITION No.746/2026

1. Thulasiammal.R (Age 68 years)
W/o. Rajamani.
2. Gunasekara Alwar (Age 62 years),
S/o. Rangasamy.
3. K. Sukumaran (Age 63 years),
S/o. Kannanaidu. ... Petitioners /Accused.

/vs/

State, Rep. by
through the Inspector of Police,
Periyanaickenpalayam Police Station,
Crime No.26/2026.
Offences:u/s.296(b), 351(2) of BNS and Sec.4 of TNPHW Act.
Through the Public Prosecutor, Coimbatore. ... Respondent
(The Judicial Magistrate, Additional Mahila Court, Coimbatore.)

This petition has been filed through **e-Filing** on behalf of the petitioners to release them on anticipatory bail u/s.482 of BNSS.

This petition is coming on this day for final hearing before this Court in the presence of **Thiru. V. Nanda Kumar**, Advocate for the Petitioners/ Accused and **Thiru. V. Ravichandran, Public Prosecutor**, represented for State, upon perusing the petition submitted and upon hearing both side arguments, this Court pronounced the following:-

ORDER

Heard both side.

The petitioners are the accused in Crime No.26/2026 of Periyanaickenpalayam Police Station, since they are apprehending arrest in the hands of the respondent police for the alleged u/s.296(b), 351(2) of BNS and Sec.4 of TNPHW Act, they have filed this petition, seeking grant of Anticipatory bail.

2. The learned counsel for the petitioners has submitted that as a counter-blast, the defacto complainant lodged this false complaint against the petitioners. Already civil suits are pending between the parties with regard to conducting Margazhi festival in the temple. The petitioners undertake to abide by any conditions imposed by this Court and pray for grant of anticipatory bail to them.

3. The learned Public Prosecutor has submitted that there is case and a counter case lodged by the parties against each other.

4. Heard. As per the prosecution case, all the accused abused the defacto complainant in filthy language and harassed her. It is the main contention of the petitioners that, the 1st petitioner is a lady who is selling flowers in front of the temple and 2nd, 3rd petitioners are voluntarily serving in the temple during poojas and on the date of alleged occurrence, the defacto complainant entered into the temple and took videos by close to the 2nd petitioner and when it was questioned by him, she has abused him in filthy language and therefore the 2nd petitioner lodged complaint against the defacto complainant herein in Crime No.27/2026 and as a counter-blast, the defacto complainant lodged this false complaint. The prosecution reported that no previous case is pending against the petitioners. Considering the submissions, the nature of dispute, facts and circumstances of the case, the petitioners have no previous case, there is a case and a counter case for the same incident, since the petitioners apprehend arrest at the hands of the respondent police, **this Court is inclined to grant anticipatory bail to the petitioners subject to the following conditions:-**

(i) Anticipatory bail is granted to the petitioners.

(ii) The petitioners shall execute bond for Rs.10,000/- each in the event of their arrest or the petitioners shall surrender before the Judicial Magistrate, Additional Mahila Court, Coimbatore and execute bond of Rs.10,000/- each within 15 days from the date of this order, failing which the anticipatory bail granted to the petitioners shall stand automatically cancelled.

(iii) The petitioners shall produce two sureties for likesum each to the value of Rs.10,000/- each to the satisfaction of the Judicial Magistrate, Additional Mahila Court, Coimbatore within 15 days from the date of this order, failing which the anticipatory bail granted to the petitioners shall stand automatically cancelled.

(iv) The sureties 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.

(v) The petitioners are directed to sign before the respondent police, daily at 10.00 a.m. for a period of 15 days.

(vi) The petitioners shall not abscond either during investigation or trial.

(vii) The petitioners shall not tamper with evidence or witness either during investigation or trial.

(viii) On breach of any of the aforesaid conditions, the learned Magistrate / Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate / Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji /vs/ State of Kerala [(2005) AIR SCW 5560]**.

(ix) If the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS.

This order is dictated to steno-typist, typed by her, corrected and pronounced by me on this 12th day of March, 2026.

PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.

CC to :

1. The Judicial Magistrate, Additional Mahila Court, Coimbatore.
2. The Public Prosecutor, Coimbatore.
3. The Inspector of Police, Periyanaickenpalayam Police Station,
4. Counsel for the Petitioners/ Accused.