

**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.878/2026

1. Ganesan (Age 34 years)
S/o. Ramasamy.
2. Prathapkumar. (Age 33 years),
S/o. Krishnaraj.
3. Prabhu (Age 43 years),
S/o. Rasu Gounder. ... Petitioners /A-1, A-2 & A-4.

/vs/

State, Rep. by
through the Inspector of Police,
Vadakkipalayam Police Station,
Crime No.35/2026.
Offences:u/s.126(2), 129, 118(1), 115(2), 351(1), 303(2) of BNS.
Through the Public Prosecutor, Coimbatore. ... Respondent
(The Judicial Magistrate Court No.1, Pollachi.)

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 **Tvl. M. Suresh, A. Kani Mozhi and V. Prabakaran**, Advocates for the Petitioners/ A-1,2 & 4 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.35/2026 of Vadakkipalayam Police Station, since they are apprehending arrest in the hands of the respondent police for the alleged u/s.126(2), 129, 118(1), 115(2), 351(1), 303(2) of BNS, they

have filed this petition, seeking grant of Anticipatory bail.

2. The learned counsel for the petitioners has submitted that the petitioners are innocent and they have not committed any offence as alleged and they are ready to abide any conditions imposed by this Court and pray for grant of anticipatory bail to them.

3. The learned Public Prosecutor has submitted that due to the assault made by the accused, the victim sustained injuries and he was admitted in the hospital on 21-02-2026 and discharged from the hospital on 23-02-2026.

4. Heard. As per the prosecution case, in the defacto complainant's tasmac bar, the accused wrongfully restrained the defacto complainant and picked up quarrel with him unwantonly and assaulted him and threatened him and theft the mobile phone of the defacto complainant. It is the main contention of the petitioners that, in this case, the other accused namely A-3 was enlarged on bail and prays for grant of anticipatory bail to them. The prosecution reported that, except the present case, the 1st petitioner is having 3 previous cases, 2nd petitioner is having 2 previous cases and no previous case is pending against the 3rd petitioner. On perusal, it is seen that, the property has been recovered. Considering the submissions, the fact that the victim had already been discharged from the hospital, and property was recovered, this Court is inclined to grant anticipatory bail to the petitioners, however considering the bad antecedents reported against the 1st and 2nd petitioners, **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 No.1, Pollachi 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 No.1, Pollachi 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 1st and 2nd petitioners are directed to sign before the respondent police, daily twice i.e daily at 10.00 a.m. and 05.00 p.m for a period of 15 days and 3rd petitioner is 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 Court No.1, Pollachi.
2. The Public Prosecutor, Coimbatore.
3. The Inspector of Police, Vadakkipalayam Police Station,
4. Counsel for the Petitioners/Accused.