

**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.890/2026

1. Kalpana (Age 30 years)
W/o. Kumar.

2. Irulappan (Age 35 years),
S/o. Balasubramani.

... Petitioners /A- 1 & A-4.

/vs/

State, Rep. by
through the Inspector of Police,
Karumathampatti Police Station,
Crime No.90/2026.

Offences:u/s. 296(b), 118(1), 303(2) 351(3) of BNS.

Through the Public Prosecutor, Coimbatore.
(The Judicial Magistrate Court, Sular.)

... Respondent

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. Kavitha, R. Manimuthu, K. Sakthivel, S. Priyadharshini and P. Saranya,** Advocates 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.90/2026 of Karumathampatti Police Station, since they are apprehending arrest in the hands of the respondent police for the alleged u/s.296(b), 118(1), 303(2), 351(3) of BNS, they have filed this petition, seeking grant of Anticipatory bail.

2. The learned counsel for the petitioners has submitted that no previous case

is registered against the petitioners and a false case has been registered against the petitioners and the petitioners 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 there are totally 4 accused in this case. **The petitioners are arrayed as A-1 and A-4.** On the date of occurrence, the accused assaulted the defacto complainant and others by using iron rod and PVC pipe and at the time of incident, the defacto complainant's gold ring weighing 2 sovereigns was found missing. Due to the assault made by the accused, the victim sustained injuries and he had taken treatment in the hospital as out-patient. In this case, the property is not yet recovered.

4. Heard. As per the prosecution case, due to prior enmity, the accused persons abused the defacto complainant and others in filthy language and assaulted and threatened with dire consequences. It is the main contention of the petitioners that, at the time the defacto complainant requested workers, sufficient staff were not available and the defacto complainant was asked to wait for a few days and while so, the defacto complainant along with his men came to the petitioners' place and assaulted them and without proper enquiry, the respondent police registered the case against the petitioners falsely and in this case, the other accused A-2 and A-3 were enlarged on bail and pray for grant of anticipatory bail to them. The prosecution reported that there is not 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, the victim had been treated as out-patient, 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, Suler 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, Suler 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 (sent via email):

1. The Judicial Magistrate Court, Sulur.
2. The Public Prosecutor, Coimbatore.
3. The Inspector of Police, Karumathampatti Police Station.
4. Counsel for the Petitioners / Accused Person.