

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

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

Tuesday, this the 10th day of March, 2026

CRIMINAL MISCELLANEOUS PETITION No.914/2026

M. Gunasekaran (Age 48 years)
S/o. Manickam.

... Petitioner /Accused.

/vs/

State, Rep. by
through the Inspector of Police,
Gomangalam Police Station,
Crime No.51/2026.

Offences:u/s.329, 226 & 132 of BNS.

Through the Public Prosecutor, Coimbatore.
(The Judicial Magistrate Court No.2, Pollachi.)

... Respondent

This petition has been filed through **e-Filing** on behalf of the petitioner to release him on anticipatory bail u/s.482 of BNS.

This petition is coming on this day for final hearing before this Court in the presence of **Thiru. M. Austin Abraham**, Advocate for the Petitioner/ 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 petitioner is the accused in Crime No.51/2026 of Gomangalam Police Station, since he is apprehending arrest in the hands of the respondent police for the alleged u/s.329, 226 & 132 of BNS, he has filed this petition, seeking grant of Anticipatory bail.

2. The learned counsel for the petitioner has submitted that the petitioner is an innocent and he has been falsely implicated in this case. The petitioner is having permanent resident and he will neither abscond nor tamper the witnesses and he is

ready to abide any conditions imposed by this Court and prays for grant of anticipatory bail to him.

3. The learned Public Prosecutor has submitted that the defacto complainant is the Village Administrative Officer. There has been property dispute between the HR&CE department and the accused. On the date of occurrence, the accused trespassed into the place of occurrence and attempted to commit suicide by climbing on a Cell phone Tower, threatened to jump, and deterred the defacto complainant from discharging his duty. No previous case is pending against the petitioner.

4. Heard. As per the prosecution case, the property is belonged to the HR&CE department and there has been dispute between the HR&CE department and the accused with regard to the temple property and on the date of occurrence, the accused trespassed into the place of occurrence and attempted to commit suicide by climbing on a Cell phone Tower, threatened to jump, and deterred the defacto complainant from discharging his duty. There is no previous case is attributed against the petitioner. Considering the submission, the nature of offence, facts and circumstances of the case, the petitioner has no previous case, since he apprehends arrest at the hands of the respondent police, **this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions:-**

(i) Anticipatory bail is granted to the petitioner.

(ii) The petitioner shall execute a bond for Rs.10,000/- in the event of his arrest or the petitioner shall surrender before the Judicial Magistrate No.2, Pollachi and execute a bond of Rs.10,000/- within 15 days from the date of this order, failing which the anticipatory bail granted to the petitioner shall stand automatically cancelled.

(iii) The petitioner shall produce two sureties for likesum each to the value of Rs.10,000/- each to the satisfaction of the Judicial Magistrate No.2, Pollachi within 15 days from the date of this order, failing which the anticipatory bail granted to the petitioner 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 petitioner is directed to sign before the respondent police, daily at 10.00 a.m. for a period of 15 days.

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

(vii) The petitioner 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner 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 10th day of March, 2026.

PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.

CC to :

1. The Judicial Magistrate Court No.2, Pollachi.
2. The Public Prosecutor, Coimbatore.
3. The Inspector of Police, Gomangalam Police Station,
4. Counsel for the Petitioner/ Accused.