

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

**Present: Thiru.G.SUNDARARAJAN, B.Sc., B.L.,
I ADDITIONAL DISTRICT & SESSIONS JUDGE,
PRINCIPAL DISTRICT & SESSIONS JUDGE, COIMBATORE.(i/c)**

Friday, this the 10th day of July, 2026

CRIMINAL MISCELLANEOUS PETITION No.2297/2026

Magenthiran, (Age 55 years)
S/o. Maduraiveeran.

... Petitioner / Accused

/vs/

State, Rep. by
through the Inspector of Police,
**Saravanampatti Police Station,
Crime No.244/2026.**

Offences: u/s.75 of BNS and Sec.4 of TNPHW Act. ... Respondent
(The Judicial Magistrate, Additional Mahila Court, Coimbatore.)

This petition filed on behalf of the petitioner to release him on bail u/s.483 of BNSS.

This petition is coming on this day for final hearing before this Court in the presence of **Thiru. C. Sabari**, Advocate for the Petitioner / Accused and upon perusing the petitions submitted and reply given by the respondent police and upon hearing arguments, this Court pronounced the following:-

ORDER

Heard both side.

The petitioner is the accused in Crime No.244/2026 of Saravanampatti Police Station, for the alleged offences u/s.75 of BNS and Sec.4 of TNPHW Act, he has filed this petition, seeking grant of bail.

2. The case of the prosecution is that on 28-05-2026, at about 7.29 p.m., the defacto complainant went to walking in the nearby ground and at that time, the petitioner came there and sexually harassed the defacto complainant. Hence, the present case.

3. The learned counsel for the petitioner submitted that the petitioner is aged about 55 years and he used to go to the ground for walking. On the date of occurrence, defacto complainant was sitting with her body friend in the ground and they were indulging obscene act in the public place and this was objected by the petitioner and enraged over the same, the defacto complainant lodged a false complaint. The petitioner is innocent and he has been falsely implicated in this case and he never indulged in any such activities as alleged and he is ready to abide any condition and he is in judicial custody for the past 44 days and prays to enlarge the petitioner on bail.

4. Reply received from the respondent police. From the reply, it appears that on the date of occurrence, when the defacto complainant went to the nearby ground for walking, the petitioner came there and sexually harassed her and thereby committed the offence. Further during the time of occurrence, public assaulted the petitioner and due to which, he sustained injury and he was admitted in the hospital on 28-05-2026. No previous case is reported against the petitioner. Investigation is still pending.

5. After considering the submissions, considering the nature of offence, having regard to the period of incarceration undergone by the petitioner, considering the facts and circumstance of the case, **this Court is inclined to grant bail to the petitioner subject to the following conditions:-**

(i) The petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- with two sureties for a like sum each to the satisfaction of the Judicial Magistrate, Additional Mahila Court, Coimbatore.

(ii) The sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar Card or Bank Pass Book to ensure their identity.

(iii) The petitioner is directed to sign before the respondent police, daily at 10.00 a.m. for a period of 15 days.

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

(v) The petitioner shall not tamper with evidence or witness either during investigation or trial.

(vi) 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]**.

(vii) 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 July, 2026.

I ADDITIONAL DISTRICT & SESSIONS JUDGE,
PRINCIPAL DISTRICT & SESSIONS JUDGE, (i/c)
COIMBATORE.

CC to :

1. The Judicial Magistrate, Additional Mahila Court, Coimbatore.
2. The Superintendent, Central Prison, Coimbatore.
3. The Public Prosecutor, Coimbatore.
4. The Inspector of Police, Saravanampatti Police Station,
5. Counsel for the Petitioner / Accused.