

**IN THE COURT OF THE PRINCIPAL DISTRICT AND
SESSIONS JUDGE, ERODE**

Present : Tmt. S. Sameena, B.A., L.L.B.,
Principal Sessions Judge, Erode

Wednesday, the 3rd day of June, 2026

CrI MP No.749/2026

1. Boopathy (24),
S/o.Senapathy,
67, Valliyampalayam,
Madathu Veethi,
Kollankoil TP, Erode.

2. Senathipathi @ Senapathi (73),
S/o.Ramasamy Gounder,
67, Valliyampalayam,
Madathu Veethi,
Kollankoil TP, Erode.

... Petitioners/A1 & A2

Vs

State by Inspector of Police,
Sivagiri Police Station.
(Cr. No.51/2026)

... Respondent/Complainant

Petition dated: 01.06.2026 filed U/s.482 BNSS to grant anticipatory bail.

This petition is coming on this day for hearing before me, in the presence of Thiru.M.Dhanraj, Advocate for the petitioners and Thiru.M.Arutchelvan, the Public Prosecutor for the respondent and upon hearing both sides arguments, this Court passed the following :

ORDER

The Petitioners/A1 and A2 seek anticipatory bail for the alleged offences U/s.296(b), 115(2), 351(2) of BNS and S.4 of TN Prohibition of Harassment of Women Act, registered by the respondent police.

The learned counsel for the petitioners would submit that the petitioners were falsely implicated in the present case and they have not committed any offence as

alleged by the prosecution, the petitioners are in imminent danger of being arrested by the respondent police and the petitioners are ready to abide by any condition as imposed by the court and further prayed to grant anticipatory bail to the petitioners herein subject to any conditions.

The learned Public Prosecutor has submitted that there was previous dispute between the parties, due to that on 13.05.2026, the petitioners along with other abused and assaulted the defacto complainant and his mother and his nephew with hands and also threatened them with dire consequences. Hence, a case was registered. Injured was discharged from the hospital.

Both sides heard. Perused the records. Admittedly this is the petition seeking anticipatory bail by the petitioners and the occurrence took place on 13.05.2026. As per the case of prosecution, due to previous dispute between the parties, the petitioners along with other abused and assaulted the defacto complainant, his mother and his nephew with hands and also threatened them with dire consequences. Injured was discharged from the hospital. In the above circumstances, considering the nature of offence and the facts and circumstance of the case, considering the injured discharged from the hospital and also considering the apprehension of the petitioners, this Court is inclined to grant anticipatory bail to the petitioners with following conditions.

- i) that in the event of arrest of the petitioners by the respondent/police or on their surrender before the court of learned District Munsif cum Judicial Magistrate, Kodumudi within 15 days from the date of this order and on such arrest or surrender the petitioners are ordered to be enlarged on anticipatory bail on their executing a bond for a sum of **Rs.10,000/- each (Each Rupees Ten Thousand only)** with two sureties for a like sum each to the satisfaction of the learned District Munsif cum Judicial Magistrate, Kodumudi;
- ii) that the petitioners and 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) **that the petitioners shall report and sign before the respondent police daily at 10.00 a.m., for Two Weeks** and on further condition that they shall make available themselves for interrogation as and when required by the investigation officer;
- iv) that the petitioners shall not tamper with evidence or witness either during investigation or trial;
- v) that the petitioners shall not abscond either during investigation or trial;
- vi) that 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 themselves, 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 absconds, a fresh FIR can be registered U/s 269 BNS.

Pronounced by me in open court, this 3rd day of June, 2026.

Principal Sessions Judge
Erode

Copy to

The District Munsif cum Judicial Magistrate, Kodumudi