

In the Court of Principal Sessions Judge, Kanniyakumari District
at Nagercoil.

Present : Thiru B. Karthikeyan, B.L.,
Principal Sessions Judge.

Wednesday, the 11th day of March, 2026.

Crl.M.P. No. 794/2026

(CNR.No.TNKK01-001263-2026)

Paulraj S/o. Thaveethu

... Petitioner

/Vs./

State of Tamil Nadu,

Through the Inspector of Police,

Kollencode Police Station,

Crime No.41/2026 of Kollencode Police Station,

Rep. by Public Prosecutor, Nagercoil.

.. Respondent

This petition is filed by Advocate Thiru J. Jabarlin, u/s 482 of
BNSS praying to grant anticipatory bail to the petitioner.

ORDER

Heard both side. Perused the petition.

2. The petitioner/accused is alleged to have committed the
offence u/s 296(b) and 118(1) of BNS.

3. The case of the prosecution is that there is a property
dispute between the accused and the defacto complainant and on 14.02.2026

at about 2.45 P.M., the accused abused the defacto complainant in filthy language and assaulted him with vettaruval. Hence the charge.

4. The learned counsel for the petitioner submitted that the petitioner is innocent and also a senior citizen and he has been falsely implicated in this case and the injured was discharged from the hospital and the petitioner also filed a complaint against the defacto complainant and four others before the respondent police and the same was registered as Crime No. 49/2026 and the petitioner is ready to abide by any condition and prayed for anticipatory bail to the petitioner.

5. The learned Public Prosecutor opposed the application and submitted that there is a civil dispute between the defacto complainant and the petitioner. On 14.02.2026, the defacto complainant asked the petitioner and quarrelled with him, immediately the petitioner abused the defaco complainant and assaulted him with aruval on his head and elbow and right wrist. At that time, one Vijayakumar came to rescue the defacto complainant, but the petitioner also bit both the wrists of the defacto complainant and the injured were discharged from the hospital and the investigation is not yet over and he has serious objection to grant anticipatory bail to the petitioner and the petition may be dismissed.

6. Considering the nature of the offences alleged to have been committed by the petitioner and though the learned Public Prosecutor

objected that the investigation is not yet over, considering the fact that the injured was discharged from the hospital, this court is inclined to grant anticipatory bail to the petitioner/Accused with conditions.

7. In the result, in the event of arrest or on his appearing before the court concerned the petitioner is ordered to be enlarged on bail on his executing a bond for a sum of Rs.10,000/- with two sureties each for a likesum to the satisfaction of Judicial Magistrate No.II, Kuzhithurai subject to the following conditions:-

- i. The petitioner shall appear before the court concerned within 15 days from today without fail.
- ii. After release, the petitioner shall appear and sign before the respondent police daily at 10.00 A.M. until further orders.
- iii. The petitioner shall also make himself available before the respondent as and when required.
- iv. The petitioner shall not tamper with the witnesses or in any manner interfere with or put obstacle to the smooth progress of investigation.
- v. The petitioner shall not leave the jurisdictional police limit without prior permission.

If there is any violation of condition, the Investigation Officer is with in his discretion to approach the court of the learned Judicial Magistrate for cancellation of bail even though bail granted by the Sessions Court as

per the ruling of the Hon'ble Supreme Court reported in *P.K.Shaji /Vs./ State of Kerala, (2005) AIR S.C.W. 5560.*

Pronounced by me in open court this the 11th day of March, 2026.

Principal Sessions Judge
Kanniyakumari at Nagercoil.

To
The Judicial Magistrate No.II, Kuzhithurai. (through e-mode)
The Inspector of Police, Kollencode Police Station.
(through court cell e-mode)
The counsel for the petitioner.