

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

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

Wednesday, the 11<sup>th</sup> day of March, 2026.

CrI.M.P. No. 818/2026

CNR.No.TNKK01-001268-2026)

Gilittaus, S/o. Maria Soosai (A2)

.. Petitioner

/Vs./

The State of Tamil Nadu,

Through the Inspector of Police,

Marthandam Police Station,

Crime No. 108/2026 of Marthandam Police Station,

Rep. by Public Prosecutor, Nagercoil.

..Respondent

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

ORDER

Heard both sides. Perused the petition.

2. The petitioner/accused is alleged to have committed the  
offences u/s 126(2), 296(b), 115(2) and 351(3) of BNS.

3. The case of the prosecution is that on 27.02.2026 at 20.30  
hours, while the defacto complainant along with her sister and her son were  
travelling in a car from Parakuntu, the accused persons followed and stopped

the car and abused them in filthy language and attempted to strangle the son of the sister of the defacto complainant and also assaulted the defacto complainant and criminally intimidated him by showing an iron rod. Hence the charge.

4. The learned counsel for the petitioner submitted that the petitioner is innocent and he has not committed any offence as alleged in the FIR and the fact is that the defacto complainant is the wife of the 1<sup>st</sup> accused and one Antony Clinton eloped her and residing in the very same village. On seeing his wife, the 1<sup>st</sup> accused had some wordy quarrel with her and taking advantage of this position, the defacto complainant had lodge this false complaint against her husband and this petitioner and the petitioner is in no way connected with this case and the petitioner is suffering from several ailments under continuous treatment and he is not in a position to move without bystanders and the injured discharged from the hospital and the investigation of the case is almost over 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 totally there are four accused in this case and this petitioner is A2. On 27.02.2026 when the defacto complainant and her son were travelling in a car, this petitioner and others waylaid the car and abused the defacto complainant and the petitioner strangled the son of the defacto complainant and also assaulted the defacto complainant on her back and neck and the other

accused attempted to assault the defacto complainant and her son with iron rod and the injured were discharged from the hospital and the investigation is not yet over and the petitioner has two previous cases and he is a notorious and rowdy element in that locality and he is a history sheeter in HS No.1/2022 of Marthandam Police Station either this petition may be dismissed or if the petition is allowed, stringent condition may be imposed.

6. Considered the argument of the learned Public Prosecutor. Considering the nature of the offences alleged to have been committed by the petitioner/accused and also considering the fact that the injured were 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.I, 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 Judicial Magistrate No.I, Kuzhithurai daily twice at 10.30 A.M. and 5.00 P.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 11<sup>th</sup> day of March, 2026.

Principal Sessions Judge.  
Kanniyakumari at Nagercoil.

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