

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
PRINCIPAL DISTRICT AND SESSIONS COURT,
KANCHEEPURAM

PRESENT: Tmt. Deepthi Arivunithi, M.L.,
Principal District and Sessions Judge,
Principal District & Sessions Court ,
Kancheepuram.

Monday the 6th day of April 2026

Crl.M.P.No. 612/2026

1. A2. Gavaskar aged 44
S/o. Gajendiran
No. 3/87 Kadamangalam
Sengadu Post
Kancheepuram.

2. A3. Jayaprakash aged 55
S/o. Subramani
No. 3/58 Kadamangalam
Sengadu Post
Kancheepuram.

3. A4. Sudhakar aged 40
S/o. Dhanapal
No. 3/111, Kadamangalam
Sengadu Post
Kancheepuram.

4. A5. Venkatesan aged
S/o. Andiyappan
No. 2/68 New muttu Street
Sengadu Post
Kancheepuram.

5. A6. Sambath aged 41
S/o. Muninathan
No. 2/20 New Mettu Street
Sengadu Post
Kancheepuram.

...Petitioners/Accused

// Vs //

State: Represented by
 The Inspector of Police,
 CCB- Police Station
 Kancheepuram District.
Cr.No. 33/2025

. . . Respondent/Complainant

This petition came up before me for final hearing today which was filed by M/s D. Venkat Raman, C. Jeevarathinam, S. Sabarinathan, D. Suriya, K. Santhanakrishnan, Counsels appearing for the petitioner and the reply submitted by the police through Mr.E.L. Kannan, the Public Prosecutor appearing for the respondent, upon hearing the arguments from the counsels on both sides, upon perusing the entire records of the case, this Court passed the following:-

ORDER

The petitioners who apprehends arrest at the hands of the respondent police for alleged offences under sections 356(3), 3(5), 49 of BNS r/w section 66B, 66C of IT Act has filed the present petition seeking anticipatory bail.

The learned counsel for the petitioner/accused has filed the present bail application for the petitioners/accused were arrayed as A.2 to A.6 on the ground that no offence as stated by the prosecution has taken place and that a false case has been foisted upon them. He would state that the petitioners/accused are no way connected with the alleged news published by the co-accused namely A.1. He would state that the petitioners/ A.2 to A.6 have been implicated in the present case only due to political enmity between the defacto complainant and the petitioners/accused herein. He would state that there are no previous case pending against the petitioners/accused herein and they are ready to co-operate with the investigation agency. On these grounds he would pray for grant of anticipatory bail.

The learned Public Prosecutor on behalf of the respondent police would strongly oppose to the grant of anticipatory bail on the ground that the petitioners/accused are said to have conspired to publish defamatory material against the defacto complainant herein which is false news. He would state that the

investigation is pending in a preliminary stage and that the petitioners/accused may not co-operate if enlarged on anticipatory bail and on these grounds he would strongly oppose for grant of anticipatory bail.

Heard the parties concerned and perused the relevant records. In this case, this court has carefully perused the reply of the public prosecutor. It appears that the defacto complainant has filed the present complaint on the supposition that a false news was published against the co-accused namely A.1 based on a false information given by the petitioners/accused herein. Upon perusal of the materials on record, it appears that the custodial interrogation of the petitioners/accused may not be necessary. It is seen that there are no previous case pending against the petitioners/accused herein. They are also ready to co-operate with the investigation agency. Though the learned public prosecutor has stated that tension prevails in the area. The said contention cannot merit consideration since there was no physical contact between the parties even as per the complaint and the complaint was given purely based on the alleged article published in the online e-newspaper. Hence, considering the facts and circumstances, this court is inclined to grant anticipatory bail on condition.

Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of this order, before the Judicial Magistrate No. I, Kancheepuram on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that

(a) the sureties shall affix their photographs and Left Thumb impression in the surety bond and the Magistrate concerned may obtain a copy of their Aadhar Card or Bank Pass Book to confirm their identity.

(b) the petitioners shall appear before the respondent police daily at 10.00 a.m. until further orders.

(c) the petitioners shall not tamper with evidence/hamper investigation and shall not influence the witness(es) in any manner either during investigation or trial.

(d) the petitioners shall not abscond either during investigation or trial.

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners as laid down by the Hon'ble Supreme Court in P.K. Shaji Vs. State of Kerala [(2005) AIR SCW 5560].

(f) If the petitioners thereafter absconds, the prosecution shall be at liberty to register a fresh FIR under Section 269 of BNS.

//This order has been dictated by me to the Stenographer, typed by her in the computer, corrected and pronounced by me in the Court on this Monday the 6th day of April 2026.//

Sd./- Deepthi Arivunithi

Principal District and Sessions Judge,
Principal District and Sessions Court ,
Kancheepuram

To

1. The Judicial Magistrate No.I, Kancheepuram
2. The Inspector of Police, CCB Police Station
3. The Public Prosecutor
4. The Counsel for Petitioners.

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