



In the Court of the Principal Sessions Judge, Madurai.

Present : Thiru. S. SIVAKADATCHAM, B.Sc., M.L.,
Principal Sessions Judge, Madurai.

Saturday, this the 7th day of March, 2026.

CrI.M.P.No. 1046/2026

CNR No.TNMD010016722026

H.Shaibullakhan, S/o.Hathim

... Petitioner/Accused.

Vs

State through the Inspector of Police,

Villakuthoon (L&O) P.S. in Cr.No.49/2026

... Respondent/Complainant.

This e-petition coming on today for hearing before me in the presence of Thiru.A.Sheik Nasurdeen, Advocate for the petitioner and of Public Prosecutor for the State, this court passed the following:

Order

1. Anticipatory Bail application u/s 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS).

2. Heard both.

3. The learned counsel for the petitioner/A2 would submit that the respondent police has registered a case against the petitioner and another in Cr.No.49/2026 for the offences u/s. 296(b), 351(3) and 118(1) of Bharatiya Nyaya Sanhita (BNS), 2023. The alleged occurrence is said to have taken place on 16.02.2026. The petitioner is innocent and he has not committed any offences as alleged by the prosecution. The petitioner has not filed similar petition before the Hon'ble Madurai Bench of Madras High Court or any other court. The petitioner apprehends arrest at the hands of police. The petitioner is ready to abide by any conditions that would be imposed by this Court and prayed to allow the petition

4. The learned Public Prosecutor submitted that totally there are 2 accused in this case and the petitioner is arrayed as A2. F.I.R. registered only u/s. 296(b) and 351(3) of BNS, the offences related in this case are all bailable in nature, so the anticipatory bail does not attract and prayed to dismiss the petition.

5. Rival contentions are taken into consideration. It is stated on the side of prosecution that F.I.R. registered against the petitioner and another u/s. 296(b) and 351(3) of BNS. The learned public prosecutor submitted the offences related to this case are bailable. On perusal of F.I.R, it is seen that all the sections in this case are bailable. Hence, anticipatory bail is not maintainable and the petition is liable to be dismissed.

6. In the result, the petition is dismissed.

Pronounced by me in the Open Court on the 7th day of March, 2026.

Principal Sessions Judge,
Madurai

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