

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, PUDUKKOTTAI

PRESENT : Thiru.K.Poorana Jeya Anand, M.A., M.L.,

Principal Sessions Judge, Pudukkottai.

Saturday the 07th day of March, 2026

Criminal Miscellaneous Petition No:596/2026

{CNR No.TNPD01-0010672026}

1. Kathiravan, S/o. Govindarasu,
2. Somiya, W/o. Kathiravan.

.....Petitioners/Accused

/Versus/

State of Tamil Nadu represented by Inspector of Police,
Keeramangalam Police Station,
Cr.No.31/2026.

...Respondent/Complainant

This petition coming on this day before me for hearing in the presence of Thiru. N.Loganathan, Learned Advocate appearing for the Petitioners and the Learned Public Prosecutor Thiru.B.Venkatesan, on behalf of the Complainant and this Court passed the following,

ORDER

This e-petition is filed by the petitioners U/s.482 of Bharatiya Nagarik Suraksha Sanhita (BNSS)-2023, praying for anticipatory bail.

Notice was issued. Reply was filed by the prosecution.

The Learned Counsel for the petitioners submits that the petitioners are being charged for offences u/s. 296(b), 115(2), 118(1), 351(2) of BNS in Cr.No.31/2026 of Keeramangalam Police Station and they have not committed any offences as alleged and they have been falsely implicated in this case and also submits that the injured person was discharged from the hospital. He further submits that there is no anticipatory bail application pending before the Hon'ble Madras High Court and the petitioners are ready to abide by any condition imposed by this court and hence, he seeks anticipatory bail for the petitioners.

The Learned Public Prosecutor submits that on 11.02.2026 the accused persons including the petitioners herein made a quarrel with the de-facto complainant, and they assaulted the defacto complainant and caused injury to the de-facto complainant. He further submits that the injured person was discharged from the hospital and the petitioner has no previous case and hence, he strongly opposed to grant anticipatory bail in favour of the petitioners.

With regard to anticipatory bail, this court relied upon a case law reported in AIR 1980 SC. 1632 rendering by our Hon'ble Supreme Court of India in a case of Shri Gurbaksh Singh Sibbia Vs.State of Punjab, wherein it has been held as follows:-

“The nature and seriousness of the proposed charges, the context of the events likely to lead to the making of the charges, a reasonable possibility of the applicant's presence not being secured at the trial, a reasonable apprehension that witnesses will be tampered with and "the larger interests of the public or the state" are some of the considerations which the court has to keep in mind while deciding an application for anticipatory bail.”

Both side arguments heard. Records perused. The occurrence is said to have taken place in between the parties, they caused injury to the de-facto complainant. It seems that the injured person was discharged from the hospital, but the injury is a grievous injury. Strong objections are raised on the side of the prosecution. By considering all these facts and circumstances of the case, grave nature of injury and strong objections raised on the side of the prosecution, this court is of the view that it is not desirable to release the petitioners on anticipatory bail at this stage. Hence, this petition is dismissed.

In the result, this Anticipatory Bail Petition is dismissed.

Pronounced by me in Open Court, this the 07th day of March, 2026.

**Principal Sessions Judge,
Pudukkottai.**

Copy to:

The Counsel for the petitioners.