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Crl.M.P.No.1277/2026
P. C. Patti Police Station
Crime No : 389/2026

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, THENI.

Present : Thiru. A. Saravanakumar, B.A.,B.L.,

Principal Sessions Judge, Theni.

Friday, this the 10th day of July - 2026

Crl.M.P.No.1277/2026 - In -

CNR.No.TNTH01-002249-2026

Vellaichamy

... Petitioner/Accused

Vs.

The State rep. by
The Inspector of Police,
P. C. Patti Police Station,
(Cr.No.389/2026)

... Respondent / Complainant

The petition coming on this day for final hearing before me in the presence of Thiru. S. Rakesh Harshan, Advocate for the petitioner and Thiru. V. Veerasiva, Public Prosecutor for the State, after hearing both sides and perusing the written reply submitted by the respondent and records, this court delivers the following ...

ORDER

1. The petitioner is apprehending arrest for the offence charged u/s.109 BNS and had filed this petition u/s.482 of B.N.S.S., seeking for his release on anticipatory bail in the event of his arrest.

2. This is an application for anticipatory bail in respect of a case registered against the petitioner / accused u/s.109 BNS.

3. The learned counsel for the accused submits that the accused is an innocent person and he has not committed any offence. If he is enlarged on anticipatory bail, he would furnish sufficient sureties.

10.07.2026

Principal Sessions Judge, Theni.



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4. The prosecution is given notice. The learned Public Prosecutor strongly objected to release the accused on the ground that the investigation is not yet completed.

5. Considering the rival submissions, it is noticed that the occurrence has taken place on 26.06.2026 and the FIR was registered on 27.06.2026. As per the case of the prosecution, on the date of occurrence the accused attempted the life of the de-facto complainant and thereby stabbed upon his intestine. Such being the case of the prosecution, it is noticed that the occurrence has not taken place due to any strong or pre-meditated motive. It has happened only due to a civic dispute. The learned Public Prosecutor fairly conceded that the injured has been discharged from hospital. Therefore, most part of the investigation ought to have been completed. Moreover, it is seen that a counter case was also registered in Crime No.391/2026 for the offences under Sections 296(b), 126(2), 115(2), 118(1) and 351(3) BNS. The accused person seemed to be first offender. No previous case is pending against him. It is further noticed that the accused has got permanent residence within the jurisdiction of the respondent police and there is no possibility of fleeing from justice and the accused seems to be a sole breadwinner of the family. The apprehension of the prosecution is that the accused is charged with an offence under Section 109 of BNS and both parties have sustained injuries, there is a likelihood of further conflict between the parties. Such being the apprehension raised, this court is of the view that some



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stringent conditions may be imposed while granting anticipatory bail. Considering the above circumstances, this court is inclined to consider the anticipatory bail application of the petitioners with the following stringent conditions.

(i) Bond and Sureties :-

In the result, the petition is allowed and the petitioner is directed to surrender before the **Jurisdiction Magistrate, Theni** within 15 days from the date of receipt of the order or in the event of his arrest and production before the jurisdiction Magistrate concerned, **he is ordered to be released** on bail on his executing bond for Rs.10,000/- with two sureties each for like sum to the satisfaction of the **Jurisdiction Magistrate, Theni.**

(ii) Daily Appearance Requirement :-

The petitioner **shall appear and report before the Respondent Police Station daily at 10.00 a.m., and 5.00 p.m., until further orders.** In the event, if the petitioner fails to surrender within 15 days from the date of order, the anticipatory bail granted automatically lapse.

(iii) Identification Documentation :-

(a) The sureties shall affix their photographs and left thumb impression and the Judicial Magistrate while considering the sureties, shall obtain the copy of their Aadhar card or bank pass book to ensure their identity.



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(b) The petitioner's photograph and Aadhaar Card with bank pass book copy shall also be obtained while considering the sureties.

(iv) Contact Details for E-Summons and Court Communications :-

The petitioner shall furnish and maintain active mobile number (s) and email ID (s) for receipt of e-summons, notices and other court communications. Any change shall be made only with prior permission of the concerned court.

(v) Cooperation with Investigation :-

The petitioner shall appear before the respondent police and cooperate with the investigation as and when required.

(vi) Cooperation for Expeditious Trial :-

The petitioner shall not seek unnecessary adjournments or adopt any tactic to delay the trial proceedings.

(vii) Non-Interference with Witnesses :-

The petitioner shall not directly or indirectly threaten, induce or influence any witness or person connected with the case.

(viii) Travel Restriction :-

The petitioner shall not leave the State of Tamil Nadu without prior permission of the concerned Court and shall not involve himself in similar offences.

(ix) Cooperation for Early Disposal :-

The petitioner shall cooperate with the Court for the early disposal of the case.



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(x) Consequences of Breach :-

Any violation of the aforesaid bail conditions shall entail appropriate action against the petitioner in accordance with law, including cancellation of bail, as laid down by the Hon'ble Supreme Court in P.K. Shaji Vs. State of Kerala, reported in AIR 2005 SCW 5506.

(xi) Absconding Consequences :-

In the event, if the petitioner absconds, a fresh F.I.R shall be registered u/s.269 of BNS.

Given by me, this the 10th day of July – 2026.

**Principal Sessions Judge,
Theni.**

Copy to :-

1. The Judicial Magistrate, Theni.
2. The Public Prosecutor, Theni.
3. The Inspector of Police, P. C. Patti Police Station.
4. Counsel for the Petitioner.