

In the court of the Principal Sessions Judge, Tiruppur

Present: Thiru. N.Gunasekaran, M.B.A., B.L.,
Principal Sessions Judge, Tiruppur.

Saturday, the 7th day of March, 2026

Cr.M.P. No.509 / 2026 (CNR No.TNTI18 0001072 2026)

1. Chandra, aged 46 years
W/o.Kathirvel
 2. Abinaya, aged 26 years,
D/o.Kathirvel
 3. Kathirvel, aged 59 years
S/o.Maruthamuthu
- ... Petitioners / Accused

.Vs.

State of Tamilnadu Represented by
The Inspector of Police,
Kaniyur Police Station,
Tiruppur.

(Cr.No.238/2025) ... Respondent/Complainant

This petition came for hearing on this day in the presence of Thiru.V.Sathishkumar, Counsel for the petitioners and Thiru.S.Kanagasabapathy, Public Prosecutor for the respondent and upon hearing both side and upon perusing the documents, this court delivered the following;

ORDER

The Petitioners have filed the application U/s.482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail for the offence u/s.191(3), 296(b), 133, 118(1) and 351(3) of BNS in Cr.No.238/2025 of the respondent police.

Dated:07.03.2026

Principal Sessions Judge, Tiruppur

First Information Report is pending against the petitioners u/s.191(3), 296(b), 133, 118(1) and 351(3) of BNS. The alleged date of occurrence is on 25.12.2025 and the First Information Report was registered on 28.12.2025.

The learned Counsel appearing for the petitioners would contend that the petitioners are innocent and have not committed any offence as alleged by the prosecution.

In contra, the learned Public Prosecutor would raise objection through a report of concern police by stating that out of dispute over the ownership of the land, there arose a scuffle in between the parties, as a result, the defacto complainant and another were alleged to have sustained injury on abusement and criminal intimidation and hence, sought to dismiss the application.

Both side heard. Records perused. The alleged date of occurrence is on 25.12.2025 and the First Information Report was registered on 28.12.2025. The petitioners are arrayed as A4 to A6 in this case. The perusal of records including the copy of accident register would reveal the injures are of simple in nature and the injured were claimed to have discharged from the hospital on taking treatment. The alleged offence alleged to have taken place on a dispute over the ownership of the property in which the temple is proposed to be constructed. There is a case in counter is pending against the defacto complainant with the respondent police in Crime No.239/2025 u/s.191(2), 296(b), 115(2) and 351(3) of BNS. As per the report of concern police, no other previous case is pending against the petitioners. Major portion of the investigation might

have been completed by considering the date of occurrence and the First Information Report.

By considering the facts and circumstances, nature and gravity of offence, nature of injury and the manner in which the offence alleged to have taken place, this court **is inclined** to enlarge the petitioners on anticipatory bail.

In the result, the petitioners shall in the event of arrest by the respondent police or on their surrender before the **District Munsif Cum Judicial Magistrate, Madathukulam** within 15 days from the date of this order, be released on bail on their executing a bond for a sum of Rs.10,000/- with two sureties each for a like sum to the satisfaction of the **District Munsif Cum Judicial Magistrate, Madathukulam** and on further condition that;

2. If the petitioners fail to surrender themselves before the said Judicial Magistrate within the time stipulated, this order shall automatically cancelled;

3. The petitioners should appear and sign before the respondent police daily at about 10.00 A.M. until further orders.

4. The petitioners shall not tamper the evidence or witness either during investigation or trial;

5. The petitioners shall not abscond either during investigation or trial;

6. On breach of any of the aforesaid conditions, the learned Magistrate/Trial court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed

and the petitioners released on bail by it as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005) AIR SCW 5560]. If the accused thereafter abscond, a fresh FIR can be registered under section 269 BNS.

Accordingly, this petition is **allowed**.

Dictated to the steno-typist, typed by her, corrected and pronounced by me and uploaded in Case Information System on this 07th day of March, 2026.

Principal Sessions Judge,
Tiruppur.

Copy to:

1. The District Munsif Cum Judicial Magistrate, Madathukulam
2. The Public Prosecutor, Tiruppur.
3. The Inspector of Police, Kaniyur Police Station, Tiruppur
4. Counsel for the Petitioners.
5. The Secretary, District Legal Services Authority, Tiruppur through e-mail.
6. The Superintendent, Central Prison, Coimbatore through e-mail (As per the Circular of Hon'ble High Court of Madras in R.O.C.No.16380-A/2025/F1, P.Dis.No.53/2025, dated:25.04.2025).