

In the Court of Sessions, Tirunelveli Division
Before the Principal Sessions Judge, Tirunelveli.
PRESENT : **Thiru.N.VENKATAVARADAN, B.L.,**
PRINCIPAL SESSIONS JUDGE, TIRUNELVELI

Tuesday, the 30 day of June 2026.

Cr.M.P.No.2712/2026 and Cr.M.P.No.2790/2026
(CNR No.TNTL 0100 5199 2026 and 0100 5317 2026)

Cr.M.P.No.2712/2026

Ganesan, S/o.Subramanian.

...Petitioner/Accused.

/Versus /

State: The Inspector of Police,
Tirunelveli Town P.S
Cr.No.202/2026.

...Respondent/Complainant.

Cr.M.P.No.2790/2026

Muthu, W/o.Singaraj.

.. Intervener / Petitioner/ Defacto Complainant.

/Vs./

Petition in Cr.M.P.No.2712/2026 dated:19.06.2026 U/s. 482 of B.N.S.S. through e-filing prays to grant anticipatory bail.

Petition in Cr.M.P.No.2790/2026, dt: 23.06.2026 filed u/Sec. 18(8) and 339(2) B.N.S.S praying for permission to intervene in the bail petition.

These petitions are coming on this day for hearing before me, in the presence of THIRU.P.RAJAN, Advocate for the petitioner in Cr.M.P.No.2712/2026 and THIRU.A.MARIYA LOUIES, Advocate for the Intervener / Petitioner/ Defacto Complainant in Cr.M.P.No.2790/2026 but today there is no representation and THIRU.K.SUBRAMANIAN, the Public Prosecutor for the respondent and upon hearing both sides arguments, this Court passed the following :

COMMON ORDER

Today there is no representation for the Intervene/petitioner in Cr.M.P.No.2790/2026 and intervener is also not appeared. Hence this petition is closed.

The Petitioner/accused in Cr.M.P.No.2712/2026 seeks anticipatory bail for the alleged offences under Sections.296(b),115(2),351(2) of BNS and 4 of TNPWH and 4 of TNPCEI Act, registered by the respondent police.

The petitioner states that the petitioner apprehends, arrest , torture and harassment at the hands of the respondent for the offences under section 296(b),115(2),351(2) of BNS and 4 of TNPWH and 4 of TNPCEI Act in Cr.No.202/2026. The Petitioner is innocent and he has not committed any offences. He was falsely implicated in this case. The alleged occurrence is said to have taken place on 17.06.2026 and the same was reported on 18.06.2026. FIR is pending before the Additional Mahila Court, Tirunelveli. As per the allegations in the FIR, petitioner herein alleged to have lending money to the defacto-complainant for higher rate of interest, when he demanded the borrowed money, petitioner and co-accused are alleged to have used filthy language, assaulted with force and they have also criminally intimidated her. All the above allegations are false. therefore petitioner seeks to enlarge him on anticipatory bail and he is ready to obey any conditions.

The Respondent filed objections stating that, it is the dispute between the money lender who is the petitioner herein and the borrower who is the defacto-complainant in this case. Petitioner demanded higher interest, abused the defacto-complainant with abusive words and also criminally intimidated her by attacking with hands. Therefore Therefore, prosecution objected to enlarge the petitioner on anticipatory bail. If he released on bail, he will abscond and will not cooperate in the main case.

The point for consideration is: Whether the petitioner is entitled to the relief of Anticipatory Bail as prayed for?

Point:- Heard both sides. Co-accused of this case was released on bail by the concerned Judicial Magistrate Court. Injured sustained only simple injuries, Under these circumstances, this Court upon consideration that the injured has not taken any treatment in the hospital who said to have attacked with hands and the issue is purely due to the civil transactions and in the absence of any other previous cases, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.

- a) that in the event of arrest of the petitioner in Cr.M.P.No.2712/2026 by the respondent/police or on his surrender before the learned Judicial Magistrate Additional Mahila Court Tirunelveli within 15 days from the date of this order and on such arrest or surrender the petitioner in Cr.M.P.No.2712/2026 is

ordered to be enlarged on anticipatory bail on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate Additional Mahila Court Tirunelveli, If the petitioner/accused in Cr.M.P.No.2712/2026 does not surrender within 15 days from the date of this order this Anticipatory bail shall stands cancelled automatically;

- b) that the petitioner in Cr.M.P.No.2712/2026 and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar Card or Bank Pass Book to ensure their identity;
- c) **that the petitioner in Cr.M.P.No.2712/2026 shall report and sign before the respondent police, daily at 10.00 a.m., for a period of one month** and further respondent police is directed to submit the report, deviations if any committed by the petitioner in Cr.M.P.No.2712/2026 in observing the above condition. On further condition that he shall make available himself for interrogation as and when required by the investigation Officer ;
- d) that the petitioner in Cr.M.P.No.2712/2026 shall not tamper with evidence or witness either during investigation or trial;
- e) that the petitioner in Cr.M.P.No.2712/2026 shall not abscond either during investigation or trial;
- f) that on breach of any of the aforesaid conditions, the learned Magistrate/Trial court is entitled to take appropriate action against the petitioner in Cr.M.P.No.2712/2026 in accordance with law as if the conditions have been imposed and the petitioner in Cr.M.P.No.2712/2026 released on bail by the learned Magistrate/trial court himself as laid down by the Hon'ble Supreme court in P.K.Shaji -vs- State of Kerala((2005) AIR SCW 5560);
- g) If the accused thereafter absconds, a fresh FIR can be registered U/s 269 BNS.

Pronounced by me in open court, this the 30th day of June 2026.

PRINCIPAL SESSIONS JUDGE,
TIRUNELVELI.