

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE AT TIRUVALLUR

Present: Dr. J. JULIET PUSHPA, Ph.D. (Law)
Principal District and Sessions Judge, Tiruvallur
Tuesday, the 17th day of March 2026
CrI.M.P.No: 802/2026

Ethiraj S/o.Kannadasan

....Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,
Manavalanagar Police Station
(Crime No: 44/2026)

.....Respondent/Complainant

Petition dated: 20/02/2026 u/s 482 of B.N.S.S., praying to grant anticipatory bail to the Petitioner

This petition coming on this day for hearing before me having the petition filed by the petitioner Counsel M/s.M.Dheenaseelan, S.Kalyanasundaram and the respondent police through the Public Prosecutor and hearing the arguments of both sides, perusing the reply of the Public Prosecutor for the State/Respondent and perusing the records and material and hearing both sides, this court made the following:-

ORDER

Heard arguments of both side. Records perused. Petition filed u/s 482 BNSS seeking anticipatory bail to the petitioner who apprehends arrest in Cr.No.44/2026 on the file of Manavalanagar Police Station for the alleged offences u/s 296(b), 115(2), 118(1), 351(3) of BNS r/w 4 of TNPWH Act.

The learned counsel for the petitioners argued that, the defacto complainant and the petitioner are neighbors, there was a quarrel against between the defacto complainant and the petitioner due to building construction work, the petitioner is a innocent, no way connected with the alleged offences, no one is injured and hospitalized, the petitioner has no bad antecedents, the petitioner is falsely implicated in this case and is ready to abide any conditions imposed by this court.

Notice given to concerned police. The learned Public prosecutor for the State raised objection to grant bail to the petitioner and argued that, there was a quarrel between construction persons and the owner regarding with that, on 11.02.2026 at 10.10 a.m., while the defacto complainant and her father were in the house, where the petitioner came and abused the defacto complainant and her father with filthy language and assaulted them with hands, legs and iron rod and threatened them with dire consequences, both side assaulted with each other both side sustained injuries taken to hospital treated later discharged, based on the complaint FIR was registered and investigation is pending.

The petitioner states in his petition that there is no similar bail petition is pending before any other Court including Hon'ble High Court, Madras and the respondent has also not stated as to pending of any bail petition before Hon'ble High Court, Madras in this case. Hence, this Court considers that there is no impediment to entertain this petition and pass orders on merits.

As per the reply of the learned Public Prosecutor, the petitioner is a local resident and also first offender. All the offences are punishable with imprisonment only upto 7 years. Thus, it does not appear that custodial interrogation of petitioners would be necessary.

Therefore, on considering

1. substantial part of investigation is completed,
2. that the injured had discharged,
3. the petitioner is a local resident and also first offender,
4. the representation of the learned counsel for the petitioner is a local resident and also first offender will cooperate for enquiry and will abide by any condition,
5. and also considering other facts and circumstances,

this Court is inclined to grant anticipatory bail to the petitioner on imposing conditions.

In the result, Anticipatory bail is granted to the petitioner in the event of his arrest and on execution of a bond for Rs.10,000/- with two sureties for the like sum each to the satisfaction of Judicial Magistrate Additional Mahila Court, Tiruvallur. The petitioner shall surrender before the said Magistrate within 15 days from today and report before the respondent police daily by 10.00 AM for 30 days. The petitioner shall abide the condition as contemplated u/s 482 BNSS Any violation of the conditions, the Judicial Magistrate is entitled to take action as per the Judgment of the Supreme Court in P.K. Shaji Vs. State of Kerala AIR 2005 SCR 5560.

Dictated to the Shorthand Writer and Pronounced by me in Open Court on this 17th day of March 2026.

**Principal District and Sessions Judge,
Tiruvallur**

Copy to:-

The Petitioner's Advocate M/s.M.Dheenaseelan
Thiru. S.Murthy, Public Prosecutor for the State
The Judicial Magistrate Additional Mahila Court, Tiruvallur
The Inspector of police, Manavalanagar Police Station