

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
Thursday, the 12th day of March 2026
CrI.M.P.No: 855/2026

1.Madhavan @ Jagadeesan S/o.Kuppan
2. Kuppan S/o.Munusamy

....Petitioners/Accused

//Versus//

State Rep. by the Inspector of Police,
Thiruvallur Taluk Police Station
(Crime No: 56/2026)

.....Respondent/Complainant

Petition dated: 26/02/2026 u/s 482 of B.N.S.S., praying to grant anticipatory bail to the Petitioners

This petition coming on this day for hearing before me having the petition filed by the petitioners Counsel M/s.D.Somasundaram, R.Gunaseelan and the respondent police through the Public Prosecutor and M/s K.Aswin Balaji counsel for the intervener 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 petitioners who apprehends arrest in Crime No. 56/2025 of Thiruvallur Taluk Police Station, for the alleged offense u/s 296(b), 115(2) of BNS r/w 4 of TNPWH Act.

The learned counsel for the petitioners argued that, the defacto complainant and the petitioners are neighbors, there was only a wordy quarrel arose between petitioners and the de-facto complainant, the petitioners are innocents no way connected with the alleged offences, no one is injured and hospitalized, the petitioners have no bad antecedents, the petitioners are falsely implicated in this case and are 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 petitioners and argued that, on 24.02.2025 at 12.30 hours, there was a quarrel arose between the defacto complainant and the petitioners, due to their cattle's dung in the street, while the defacto complainant's father was went to graze the cattles, where the petitioners abused the defacto complainant's mother with filthy language and assaulted the defacto complainant's mother with hands, defacto complainant's mother sustained injuries , taken to Tiruvallur Govt hospital admitted for treatment and treated later discharged, based on the complaint, FIR was registered and investigation is pending. No previous cases as against the petitioners.

The learned counsel for the intervener objected that the defacto complainant's mother assaulted by the petitioners and admitted in hospital for her injuries and now his mother is undergoing treatment and there is a life threat to the defacto complainant and her family members, if granted bail, they will threaten him, hence prayed to dismiss the bail petition.

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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 petitioners are local residents. All the offences are punishable with imprisonment only upto 7 years. Thus, it does not appear that custodial interrogation of petitioner would be necessary.

Therefore, on considering

1. substantial part of investigation is completed,
2. that the injured had discharged,
3. the petitioners are local residents and also a first offenders,
4. the representation of the learned counsel for the petitioners that the petitioners are local residents and first offenders 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 petitioners on imposing conditions.

In the result, Anticipatory bail is granted to the petitioners in the event of his arrest and on execution of a bond each for Rs.10,000/- with two sureties for the like sum each to the satisfaction of Judicial Magistrate No I Tiruvallur. The petitioners shall surrender before the said Magistrate within 15 days from today and report before the Gummidipoondi police daily by 10.00 AM for 30 days. The petitioners 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 12th day of March 2026.

**Principal District and Sessions Judge,
Tiruvallur**

Copy to:-

The Petitioner's Advocate M/s. D.Somasundaram
Thiru. S.Murthy, Public Prosecutor for the State
The Judicial Magistrate No I Tiruvallur
The Inspector of police, Thiruvallur Taluk Police Station
The Inspector of police, Gummidipoondi Police Station
The Intervener's Advocate M/s K.Aswin Balaji