

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

Present: Tmt. C.UMAMAHESHWARI, M.L.,
Principal District and Sessions Judge, Tiruvallur (I/C)

Monday, the 16th day of March 2026

CrI.M.P.No: 875/2026

Bharath S/o.Pooniyakotti

....Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,

Sholavaram Police Station

(Crime No: 630/2025)

.....Respondent/Complainant

Petition dated: 27/02/2026 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.R.Sankarasubbu, R.Thiyagu, K.Rajkamal, M.Akash Raj, I.Ilamparidhi 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 petitioners who apprehends arrest in Crime No.630/2025 of Sholavaram Police Station, for the alleged offense u/s 191(2), 191(3), 296(b), 329(4), 115(2), 118(1), 324 (4), 351(3) of BNS.

The learned counsel for the petitioners argued that, co accused released on bail by lower court, there was only a wordy quarrel arose between the defacto complainant and the petitioner due to land dispute, 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, the defacto complainant and the petitioner already had a land dispute between them, regarding with that, on 25.09.2025 at 09.00 p.m, while the defacto complainant was in his house, where the petitioner and along with other accused trespassed into his house and abused the defacto complainant and his son with filthy language and assaulted the defacto complainant and his son with hands and wooden log and hurled the stone against his home and damage the door and window of the house and threatened them with dire consequences, the defacto complainant and his son sustained injuries taken to Stanley Govt hospital admitted for treatment later discharged based on the complaint, FIR was registered as per reply u/s 191(2), 191(3), 296(b), 329(4), 115(2), 118(1), 324 (4), 351(3), 61(2) of BNS 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 petitioner 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 a first offender,
4. the representation of the learned counsel for the petitioner that the petitioner is a local resident and 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 each for Rs.10,000/- with two sureties for the like sum each to the satisfaction of Judicial Magistrate No II Ponneri. 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 16th day of March 2026

Sd./- C.Umamaheshwari
Principal District and Sessions Judge,
Tiruvallur (I/C)

//t.c.f.b.o.//

Sherishtadar

Copy to:- (through e mail only)

The Petitioner's Advocate M/s.R.Sankarasubbu
Thiru. S.Murthy, Public Prosecutor for the State
The Judicial Magistrate No II Ponneri
The Inspector of police, Sholavaram Police Station