

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 11th day of June, 2026

Crl.M.P.No:2058/2026

Dhina, S/o Pandiyan,

...Petitioner/Accused

//Versus//

State Rep. by the Inspector of Police,
Pullambakkam Police station
(Crime No: 64/2026)

.....Respondent/Complainant

Petition dated: 03.06.2026 u/s 482 of BNSS 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. Vivek, K. Padmanaban, the respondent police through the Public Prosecutor, and upon 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 48 of BNSS seeking to grant anticipatory bail to the petitioner who apprehends arrest in Crime No. 64/2026 of Pullambakkam Police station for the alleged offence u/s 191(2), 296(b), 115(2), 324(3), 351(3) of BNS r/w 4 of TNPWH Act.

The learned counsel for the petitioners argued that, petitioners are innocents, they have not committed any offence, only since there was wordy quarrel due to consuming of alcohol near the house of defacto complainant, she had lodged a false complaint the injured person is already discharged, all the co-accused were arrested and released by the trial Court, the petitioner is arrayed only as A7, he has no bad antecedents, he is ready to cooperate for enquiry / investigation and will abide by any condition, therefore prayed for granting the anticipatory bail.

Notice given to concerned police and reply received. The learned Public prosecutor submitted that on 17.05.2026 at about 7.30 PM, since the accused persons were consuming Ganja near the house of the defacto complainant's relative, when the same was questioned by him, the accused persons assaulted the said victim, and when the same was questioned by the defacto complainant, all the 7 accused assaulted him with wooden log and he was assaulted brutally and admitted in hospital and later discharged, based on the complaint, FIR was registered u/s 191(2), 324(3), 115(2) of BNS @ 191(2), 296(b), 324(3), 115(2), 351(3) of BNS r/w 4 of TNPWH Act and co-accused were arrested on 19.05.2026 and on 25.05.2025, the petitioner is absconding, and investigation is pending.

The petitioner states in this petition /affidavit 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 investigation is still pending in preliminary stage and the alleged offence and accusation against the accused persons are serious in nature.

Therefore, on considering

- (i) Grave nature of offence,
 - (ii) Investigation is pending,
 - (iii) Premature stage,
 - (iv) Serious accusation of offence as against the accused persons,
 - (v) The petitioner who seeks anticipatory bail cannot claim parity with the arrested and released accused,
 - (vi) and also considering other facts and circumstances
- this Court is not inclined to grant anticipatory bail to the petitioner

In the result, this petition is dismissed.

Dictated to the Shorthand Writer and Pronounced by me in Open Court on this 11th day of June ,
2026

**Principal District and Sessions Judge,
Tiruvallur**

Copy to

The Petitioner's Advocate M/s M. Vivek
Thiru. S.Murthy, Public Prosecutor for the State
The Judicial Magistrate No.I, Tiruvallur
The Inspector of police, Pullambakkam police Station