



State of Tamilnadu
In the Court of Sessions, Tenkasi Division
Before the Principal Sessions Judge, Tenkasi.
PRESENT: THIRU. B.RAJAVEL, B.SC., B.L.,
Principal Sessions Judge, Tenkasi.

Thursday the 5th day of March 2026

Cr.M.P.No.722/ 2026 and M.P.No.1/2026 in CrM.P.No.722/2026

CNR.No.TNTS010011742026

Cr.M.P.No.722 /2026

1. S. Suresh, S/o Samthirapandi
2. S.Sudhash, S/o Samuthirapandi
3. V.Alagar @ Thangapandi, S/o Vainaperumal
4. V.Rajan, S/o Vainaperumal
5. J.Ramasundaram, D/o Kuthalingam
6. S.Maheshwaari, W/o Arunachalam
7. S.Aarthi, D/o Samuthirapandi
8. K.Arunachalam, D/o Kadarkarai
9. M.Suman, S/o Murugan
10. C.Mayil, S/o Chinnadurai
11. P.Esakkiammal, S/o Paulraj

..Petitioners/Accused

Versus

State: The SI of Police
Pavoorchatram P.S.
Cr.No. 108/2026

.. Respondent/Complainant

M.P.No.1/2026 in CrM.P.No.722/2026

Marimuthu W/o. Uthari Selvan

.. Petitioner/Defacto complainant/
Intervenor

Versus

Cr.M.P.No.722 /2026

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..Petitioners/Accused

Versus

State: The SI of Police
Pavoorchatram P.S.
Cr.No. 108/2026

.. Respondent/Complainant

Petition dated 02.03.2026 U/s.482 BNSS to grant anticipatory bail to the petitioners.

Petition in M.P.No.1/2026 dated 05.03.2026 U/Sec. U/Sec. 338(2) BNSS and r/w.18(8) BNSS praying for permission to intervene in the anticipatory bail petition.

These petitions are coming on this day for hearing before this court in the presence of **Thiru.J.Aravind Maniraj**, Advocate for the petitioners in Cr.M.P.No. 722/2026 and **Thiru.S.Bhuvanesh Pon Balakumar**, Advocate for the petitioner/defacto complainant/ Intervenor in M.P.No.1/2026 and **Thiru.M.P.K.Maruthappan**, Public Prosecutor for the Respondent/complainant and upon hearing both sides, this Court passed the following :

COMMON ORDER

M.P.No.1/2026 in Cr.M.P.No.722/2026 filed by the defacto complainant/Intervenor seeking permission to assist the public prosecutor is allowed and permission granted.

Petitioners/accused seeks anticipatory bail for the alleged offences under Sections 191(2), 296(b), 115(2), 118(1) and 351(3) of BNS and section 4 of TNPHW Act registered by the Respondent police.

The learned counsel for the petitioners would submit that the defacto complainant is in possession of disputed land which about the civil suit was pending between the parties and as per the direction of the Honourable High Court the disputed land was surveyed and erected the survey stone and the same was damaged

and CSR filed and due to this backdrop the whole occurrence taken place and these petitioners have been falsely implicated in this case and the injured in this case was discharged from the hospital and this being case in counter and the petitioners are ready to abide any condition and prays to grant anticipatory bail to the petitioners herein.

The learned Public Prosecutor submitted that totally accused due to ancestral property dispute between the parties the accused persons trespassed into the victim land and damaged the jasmine plants with the help of tractor wordy quarrel arose and attacke the victim and caused injuries and the injured in this case was discharged from the hospital and this being case in counter and the counter case accused were released on anticipatory bail by this court and these petitioners have no previous case.

The Learned counsel for the intervenor would submit that the property originally sold by the father of the petitioner and their family members on 08.10.2029 and the same was purchased by the petitioners husband on 07.07.2025 and the patta stands in his name and enjoying the same and as per the direction of Honourable High Court W.P.MD. 28991/2025 the property was surveyed and put the boundry stones and then the survey stones was removed by the petitioners and given complainant before the respondent police and these petitioners were damaged the agricultural crops and threatened the defacto complainant and strongly objected.

Heard. The submissions of both sides considered. Totally accused. The allegation is that due to civil dispute between the parties the accused persons trespassed into the victim land and damaged the jasmine plants with the help of tractor and assaulted the victim. Considering the facts that the injured in this case was discharged from the hospital and this being case in counter and these petitioners have no previous case and other facts and circumstances, this court is inclined to grant anticipatory bail to the petitioners.

In the result this petition is allowed subject to following conditions.

- i) That in the event of arrest of the petitioners by the Respondent/police or on their surrender before the learned Judicial Magistrate, Tenkasi within 15 days from the date of this order and on such arrest or surrender the

petitioners are ordered to be enlarged on anticipatory bail on them executing a bond for a sum of Rs.10,000/- each (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate, Tenkasi. **If the petitioners/accused are not surrender within 15 days from the date of this order this Anticipatory bail shall stands cancelled automatically:**

- ii) The sureties shall affix their photographs and Left Thumb Impression in the surety bond and the sureties shall produce a copy of their Aadhaar card or Solvency Certificate or Bank pass book to ensure their identity.
- iii) **That the petitioners shall report and sign before the Respondent P.S daily once at 10.00 A.M for one month.**
- iv) That the petitioners have to furnish their Mail I.D and Phone number before the trial court at the time of executing bond.
- v) The petitioners shall make available themselves for interrogation as and when required by the investigation Officer.
- vi) The petitioners shall not tamper the witness or hamper the evidence in any manner either during investigation or Trial.
- vii) The petitioners shall not abscond either during investigation or Trial.
- viii) That on breach of any of the aforesaid conditions, the Investigation Officer shall report to the learned Magistrate / Trial Court and shall take appropriate action against the petitioners in accordance with law.
- ix) If the accused thereafter absconds, a fresh FIR can be registered U/S.269 BNS.

Pronounced in open court, this the 5th day of March 2026.

PRINCIPAL SESSIONS JUDGE,
TENKASI.

Copy to
The Judicial Magistrate, Tenkasi.
The Inspector of Police, Pavoorchatram P.S.
The Counsel for the petitioners.
The Public Prosecutor, Tenkasi.
The Counsel for the intervenor.