

**BEFORE THE COURT OF SESSIONS DIVISION OF
VELLORE DISTRICT, TAMIL NADU**

Present: Thiru.M.Elavarasan,
Principal Sessions Judge, Vellore.

Saturday, the 07th day of March, 2026

Cr.M.P.No.721 of 2026
CNR.No.TNVL01-001055-2026
and
Cr.M.P.No.805 of 2026
CNR.No.TNVL01-001197-2026

Cr.M.P.No.721 of 2026

A1. Santhosh @ Santhoshkumar, (M-31)
S/o Saminathan

A2. Basha @ Mohanraj, (M-32)
S/o Ramalingam

A3. Ilayaraja @ Elayaraja, (M-45)
S/o Kannan

A4. Babu, (M-44)
S/o Kannan

A5. Malar, (F-55)
W/o Saminathan @ Sekar
All are residing at
Anna Nagar, Odugathur Post
Anaicut Taluk
Vellore District
Tamil Nadu.

...Petitioners/Accused

-vs-

The State represented by
The Inspector of Police
Veppankuppam P.S.
Vellore District
Tamil Nadu.
Crime No.44 of 2026.

...Respondent/Complainant

Cr.M.P.No.805 of 2026

A3. Sathish, (M-34)
S/o Sekar
Residing at Anna Nagar
Odugathur Post & Village
Anaicut Taluk
Vellore District
Tamil Nadu.

...Petitioner/Accused

-vs-

The State represented by
The Inspector of Police
Veppankuppam P.S.
Vellore District
Tamil Nadu.
Crime No.44 of 2026.

...Respondent/Complainant

Both the petitions are coming before me for hearing today in the presence of Thiru. V. Babu, learned counsel for the petitioner in both the petitions and the learned Public Prosecutor for the respondent in all the two applications and considering that these two applications are having same crime number, after hearing both sides, this court, delivered the following:-

C O M M O N O R D E R

Both the petitions for anticipatory bail u/s 482 of BNSS 2023 for the alleged offences u/s 296(b), 115(2), 118 (1) and 351(2) of BNS Act 2023.

2. Both the petitions connected to same Crime Number of Cr.No.44 of 2026 on the file of respondent police, both the petitions are heard together and therefore this common order.

3. The learned counsel for the petitioner in both the petitions with support of the petitions averments submitted that the above case was registered on the basis of complaint given by the defacto complainant stating that a quarrel aroused

during a Karagam dance performance at a Village festival on 17.02.2026, which ended in assault. The petitioners are innocents and they are no way connected with the case and they are ready to furnish sufficient sureties to ensure their regular attendance and abide by any condition imposed by this Court, and prays that the petitioners may be granted bail.

4. The learned counsel for the 3rd to 5th petitioners/A3 to A5 in CrI.M.P.No.721 of 2026 filed an memo stating that the petitioner is not pressed in respect of the 3rd to 5th petitioners/A3 to A5. In view of the memo filed by the learned counsel, the bail petition as against the 3rd to 5th petitioners/A3 to A5 is dismissed as not pressed.

5. The learned Public Prosecutor filed his objection and submitted that totally three accused in this case, petitioners are arrayed as A1 to A3 respectively and there is no previous case is pending against the petitioners and the injured discharged from the hospital and the investigation is going on and he opposed to grant anticipatory bail to the petitioners.

6. Heard both sides. Records perused. On perusal of FIR, it reveals that on 17.02.2026 at about 06.00 p.m., during the Karagam procession at Odukkathur Village festival, a wordy quarrel arouse between the petitioners and the defacto complainant which ended in assault. Hence, the present case. The learned counsel for the petitioner would submit that the petitioners are falsely implicated in case and seeks anticipatory bail to the petitioners. The learned Public Prosecutor filed his objections and submit that the injured was discharged from the hospital, and no previous case is pending as against the petitioners and opposed to grant bail to the petitioners. Considering the above facts and circumstances of the case, nature of offence, injured discharged from the hospital, no previous case as against the petitioners and the stage of investigation,

this court is inclined to grant anticipatory bail to the petitioners subject to the following conditions.

7. In the result, this petition in CrI.M.P.No.721 of 2026 is dismissed as not pressed against 3rd to 5th petitioners/A3 to A5.

8. The anticipatory bail applications in CrI.M.P. Nos. 721 of 2026 and 805 of 2026 are allowed with conditions.

(a) The petitioners shall, in the event of their arrest by the respondent police or surrender before the Judicial Magistrate III, Vellore within 15 days from today, be enlarged on bail on his executing a bond for Rs.10,000/- each, with two sureties for like sum each to the satisfaction of the above said Magistrate;

(b) The petitioners shall appear and sign before the Judicial Magistrate III, Vellore daily at 10.30 AM on all working days until further orders from the next day of execution of bond before the Magistrate Court;

(c) The petitioners are further directed to appear before the respondent police, as and when required for interrogation, on summon. Thereafter, they can file a modification petition after 30 days of conditions complied;

(d) The sureties shall affix their photographs and left thumb impression in the surety bond and produce copy of their Aadhar card or Bank Pass Book to ensure their identity;

(e) The petitioners shall not tamper with evidence or witness either during investigation or trial;

(f) The petitioners shall not abscond either during investigation or trial;

(g) On breach of any of the aforesaid conditions, the Judicial Magistrate III, Vellore / Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the Judicial Magistrate III, Vellore /Trial Court themselves as laid down by the Hon'ble Supreme Court in *P.K.Shaji v. State of Kerala* [(2005) AIR SCW 5560] and;

(h) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

Pronounced by me in Open Court, this the 07th day of March, 2026.

Principal Sessions Judge,
Vellore

To
The Judicial Magistrate III, Vellore.
The Inspector of Police, Veppankuppam P.S.