

**IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTTUR.**

Present: **Thiru.A.Kanthakumar, M.L.,**
Principal District and Sessions Judge,
Virudhunagar District at Srivilliputtur.

Dated this the 10th day of June 2026, Wednesday.

Cr.M.P. No.1547/2026 and 1656/2026

1. Parmeshwari (A1)
2. Muthumari (A2)
3. Sivagurunathan (A3) ... Petitioners/Accused.
/ Vs /

State through the Inspector of Police,

A.Mukkulam P.S

Cr.No.96/2026

U/s.191(2), 191(3), 296(b), 118(1), 351(2), 303 of BNS. ... Respondent/ Complainant.

This petition coming on this day before me for hearing in the presence of Thiru.P.Kumar, Advocate for the petitioners and Thiru.S.Thirumalaiappan, Public Prosecutor for the respondent and upon hearing the argument of both sides, this court made the following

ORDER

It is an application for anticipatory bail u/s.482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS).

The defacto complainant filed an intervening petition in Cr.M.P.No.1656/2026 prays to dismissed the anticipatory bail petition.

FIR was registered against the petitioners/A1 to A3 for the offences u/s.191(2), 191(3), 296(b), 118(1), 351(2), 303 of BNS. The occurrence happened on 19-05-2026.

As per FIR, on 19-05-20206 at about 11-00 am when the defacto complainant is in his house, the petitioner came to his house and abused him using filthy language, A1 had assaulted the defacto complainant, A2 had assaulted the defacto complainant's mother and further A2 taken away 5 sovereigns of gold chain, stud and thodu from the defaco complainant mother's neck. Hence, this case.

According to the learned counsel for the petitioners, the petitioners are innocent and they have not committed any such offence and prays to grant anticipatory bail to the petitioners. On the other hand, the learned Public Prosecutor contended that if the petitioners are granted anticipatory bail they would commit similar types of offences again and hence he objected to grant anticipatory bail to the petitioners.

Heard the learned counsel for the petitioner, intervener and the learned P.P. Records perused. Heard the learned counsel for the petitioners, the learned counsel for the intervener and the learned Public Prosecutor. Records perused.

On a perusal of the records, it is seen that the case relates to allegations of assault and theft of gold jewels. The prosecution case is that the petitioners assaulted the mother of the defacto complainant and that Accused No.2 removed a gold chain weighing about five sovereigns, along with a pair of gold studs and thodu, from her person.

The learned Public Prosecutor strongly opposed the grant of anticipatory bail on the ground that the stolen gold jewels have not yet been recovered and that the investigation is still in progress.

Per contra, the learned counsel for the petitioners submitted that the petitioners are innocent and have been falsely implicated in the case. It was further submitted that the petitioners have neither committed the alleged assault nor removed any gold jewels from the possession of the defacto complainant's mother.

Considering the rival submissions and the materials available on record, the specific allegation against the petitioners is that they assaulted the defacto complainant and his mother and that Accused No.2 removed the gold jewels belonging to the defacto complainant's mother. Admittedly, the gold jewels alleged to have been taken away are yet to be recovered. The recovery of the stolen property forms an important part of the ongoing investigation.

Having regard to the nature of the allegations, the fact that the stolen property is yet to be recovered and the stage of investigation, this Court is of the view that custodial interrogation may be necessary for an effective investigation. Therefore, this Court is not

inclined to grant anticipatory bail to the petitioners at this stage. Accordingly, the Anticipatory Bail Petition is dismissed.

In the result, the anticipatory bail petition is dismissed.

The intervening petition in Cr.M.P.No.1656/2026 is allowed.

Pronounced by me in the Open Court on this the 10th day of June 2026.

Principal District and Sessions Judge,
Virudhunagar District at
Srivilliputtur.

To

The Inspector of Police, A.Mukkulam P.S