

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.1600/2026

1. Shakhthivel (A1)

2. Ponthu Arun @ Arun Pandian (A2)

... Petitioners/Accused.

/ Vs /

State through the Inspector of Police,

Thiruchuli P.S.

Cr.No.212/2026

U/s.296(b), 126(2), 118(1) and 351(3) of BNS.

... Respondent/ Complainant.

This petition coming on this day before me for hearing in the presence of Thiru.M.Jeyakuar, 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)

FIR was registered against the petitioners/A1 and A2 for the offences u/s. 296(b), 126(2), 118(1) and 351(3) of BNS. The occurrence happened on 28-05-2026.

As per FIR, there was a previous enmity existed between the parties and in the mean time on 28-05-2026 at about 10-00 pm when the defacto complainant was sleeping in the Karuppasamy temple, Tamilpadi village, the petitioners and other accused came there and quarelled with the defacto complainant and A2 catch hold him and A1 and A3 assaulted with porter hook and thereby caused injuries on him and also threatened to kill him.

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 both sides. Records perused. On perusal of records would show that it is a case of assaulting and threatening. The learned P.P. strongly opposed to grant anticipatory bail to the petitioners on the ground that A1 catch hold and A2 and A3 assaulted the injured and A1 has 2 previous cases and A3 has 5 previous cases and also they are history sheeted rowdies. The learned counsel for the petitioners submitted that the petitioners are innocent and they have not

committed any such offence and prays to grant anticipatory bail to the petitioners and submitted that the injured already discharged from the hospital.

Considering the rival submissions, it is a case of assaulting and threatening and the defacto complainant sustained only simple injury and the injured discharged from the hospital. Considering the facts and circumstances of this case and the gravity and severity of the offence, this Court is inclined to grant anticipatory bail to the petitioners with the following conditions.

Accordingly the petition is allowed and the petitioners/A1 and A2 shall be released on bail in the event of their arrest or on appearance before the Judicial Magistrate, Thiruchuli, within two weeks on the following terms:-

i) The petitioners shall execute a personal bond for Rs.10,000/- with two sureties for the like to the satisfaction of the Judicial Magistrate, Thiruchuli.

ii) The petitioners/accused shall appear before the respondent PS everyday at 6-00 pm for 30 days.

iii) The petitioners shall not abscond either during the investigation or trial, that the petitioners shall not tamper with evidence or witness either during investigation or trial.

iv) The petitioners shall make themselves available for interrogation by a Police Officer as and when required.

v) The petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer.

vi) On breach of any of the aforesaid conditions, the Judicial Magistrate 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 learned Judicial Magistrate himself as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala (2005) AIR SCW 5560.

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 District Munsif cum Judicial Magistrate, Thiruchuli.

The Inspector of Police, Thiruchuli P.S