

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 09th day of June 2026, Tuesday .

Cr.M.P. No.1633/2026

P.Murugaraj

... Petitioner/Accused.

/ Vs /

State through the Inspector of Police,
Dhalavaipuram P.S.
Cr.No.190/2026
U/s.296(b), 115(2), 351(2) of BNS and Section
4 of TNPHW Act.

... Respondent/ Complainant.

This petition coming on this day before me for hearing in the presence of Thiru.P.M.Sureshkumar, Advocate for the petitioner 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 petitioner/accused for the offence u/s.296(b), 115(2), 351(2) of BNS and Section 4 of TNPHW Act. The occurrence happened on 26-05-2026.

As per FIR, there was a previous enmity existed between the parties and in continuation to that on 25-05-2026 at about 17-00 hours the petitioner abused the defacto complainant using filthy language, assaulted her with hands and pushed her down, threatened to kill her and also harassed her.

The learned counsel for the petitioner contended that the petitioner is an innocent and he has not committed any offence as alleged by the prosecution and hence anticipatory bail may be granted to the petitioner on any condition. On the other hand, the learned P.P raised objection to grant anticipatory bail to the petitioner on the ground that if the petitioner is granted anticipatory bail he would commit similar types of offences again and hence he objected to grant anticipatory bail to the petitioner.

Heard both sides. Records perused. On perusal of the records would show that it is a case of abusing, assaulting and threatening and the learned P.P. strongly opposed to grant

anticipatory bail to the petitioner, but the learned P.P. conceded that the injured was treated as outpatient and the petitioner has no previous case. The learned counsel for the petitioner submitted that has not committed any offence as alleged by the prosecution and hence anticipatory bail may be granted to the petitioner on any condition.

Considering the facts and circumstances of this case, the injured was treated as outpatient and the petitioner has no previous case, hence, this Court is inclined to grant anticipatory bail to the petitioner with the following conditions.

Accordingly the petition is allowed and the petitioner/accused shall be released on bail in the event of his arrest or on appearance before the Judicial Magistrate, Rajapalayam, within two weeks on the following terms:-

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

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

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

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

v) The petitioner 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Judicial Magistrate herself 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 09th day of June 2026.

Principal District and Sessions Judge,
Virudhunagar District at
Srivilliputtur.

To

The Judicial Magistrate, Rajapalayam.

The Inspector of Police, Dhalavaipuram P.S