

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 17th day of July 2026, Friday.

Cr.M.P. No.2052/2026 and Cr.M.P. No.2077/2026

Raja

... Petitioner/Accused.

/ Vs /

State through the Inspector of Police,
Rajapalayam South P.S
Cr.No.385/2026

U/s.296(b), 324(3), 115(2) and 351(3) of BNS @ 296(b),
115(2), 324(3), 351(3), 109 of BNS.

... Respondent/ Complainant.

This petition coming on this day before me for hearing in the presence of Thiru.J.Ajithkumar, Advocate for the petitioner and the Inspector of Police, Srivilliputtur Town P.S. for the respondent and upon hearing the argument of both sides, this court made the following

ORDER

It is an application for bail u/s.483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS).

The defacto complainant filed an intervening petition in Cr.M.P.No.2077/2026 prays to dismiss the bail petition filed by the petitioner.

FIR was registered against the petitioner/accused for the offences u/s.296(b), 324(3), 115(2) and 351(3) of BNS @ 296(b), 115(2), 324(3), 351(3), 109 of BNS. The occurrence happened on 03-07-2026 and the petitioner is under custody for the past 15 days from 03-07-2026 onwards.

As per FIR, the defacto complainant and his wife Uma Maheswari were borrowed money from one Matha W/o.Sevuga Pandian and in respect of that a dispute arose and a criminal complainant was given before the South Police Station, Rajapalayam. Following an inquiry, the police resolved the issue by recording in writing that any legal remedy must be sought through the Courts. Subsequently, on 03-07-2026, at about 8:30 PM, while the complainant, his son Pradeep kumar, and workers named Pandian and Roja were present, the petitioner trespassed into the shop and picked a quarrel with the complainant. He threw a

screwdriver at a light fixture, causing damage; after briefly leaving the premises, he re-entered, pulled a scissor from his pant pocket, and attempted to stab the complainant and when the witnesses pacified, he grabbed and squeezed the complainant's left arm and threatened to kill him after picking up a sickle from a nearby tender coconut stall. Hence, this case.

According to the learned counsel for the petitioner, the petitioner is innocent and he has not committed any such offence and prays to enlarge the petitioner on bail. On the other hand, the Inspector of Police, Srivilliputtur Town PS who appeared for the prosecution submitted that if the petitioner is released on bail he would commit similar types of offences again and also would tamper and hamper the prosecution and hence he objected to grant bail to the petitioner.

The learned counsel for the intervener submitted that due to the enmity over the money lending, the petitioner trespassed into the defacto complainant's shop and attempted to murder him attempted to assault with screw driver and scissor on the defacto complainant and also witnesses present there and hence the bail petition filed by the petitioner may be dismissed.

Heard both sides. Records perused. On perusal of records would show that it is a case of attempted to murder on the dispute over the money lending and the petitioner is under custody for the past 15 days.

The Inspector of Police, Srivilliputtur Town PS who appeared for the prosecution strongly opposed the bail application and submitted that the petitioner is doing money lending business and the defacto complainant's wife borrowed a sum of Rs.8,81,000/- and out of that a sum of Rs.5,19,000/- was repaid, but the petitioner demanded Rs.8,81,000/- again and the defacto complainant complained before the Rajapalayam South Police Station and CSR has been registered and further the petitioner threatened the defacto complainant to withdraw the said complaint and on that score the petitioner trespassed into the defacto complainant's shop and attempted to murder him.

The learned counsel for the intervener submitted that the defacto complainant is running a shop at Railway Feeder Road, Rajapalayam and that on 03-07-2026 at about 8-30 pm when the petitioner trespassed into the defacto complainant's shop and demanded Rs.8,81,000/- and further a quarrel arose between them and in that quarrel the petitioner and taken the screw driver from the shop and throw it on the bulb and thereby caused damage and went out from the shop and further again he entered into the shop and taken the scissor from his pant pocket and attempted to assault with homicide and when the petitioner was prevented by the witnesses, the petitioner sequazzed the left arm of the defacto complainant and thereby caused life threat to the

defacto complainant and thereafter he taken the sickle from the nearby tendercoconut shop and attempted to kill him and this incidents were recorded in the CCTV Camera of the defacto complainant's house.

The learned counsel for the petitioner argued that a civil dispute existed between them in respect of money dealings this false case has been foisted against this petitioner and the petitioner has no intention or knowledge to commit the offence of attempted to murder the defacto complainant and witnesses, the petitioner on only motive to collect the money has entered into the shop and the petitioner is under custody for the past 15 days and hence he may be released on bail on any condition.

This Court considered the FIR and other relevant records. Furthermore, the Court has taken into consideration the arguments put forth by the petitioner, the intervenor, and the prosecution. The incident occurred precisely because the repayment of a previously borrowed sum was demanded. A review of the FIR reveals that the petitioner attempted to murder the defacto-complainant by striking a vital part of his body with a weapon and thus, a prima facie case of attempted murder exists against the petitioner. If the petitioner is released on bail would cause a threat to the complainant's life and potentially endanger him. The investigation is pending. The prosecution strongly opposed to grant bail at this initial stage of investigation, hence, this Court is not inclined to grant bail to the petitioner and the bail petition deserves to be dismissed.

In the result, the bail petition is dismissed.

The intervening petition in Cr.M.P.2077/2026 is allowed.

Pronounced by me in the Open Court on this the 17th day of July 2026.

Principal District and Sessions Judge,
Virudhunagar District at
Srivilliputtur.

To

The Inspector of Police, Rajapalayam South P.S