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Crl.M.P.No.1734 of 2026
CCB, Salem City
Crime No : 20 of 2026

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, SALEM.

Present : Thiru. Swarnam J. Natarajan, M.L.,
Principal Sessions Judge, Salem.

Wednesday, this the 22nd day of July - 2026

Crl.M.P.1734/2026
CNR.No.TNSA01-003533-2026

1. Prasaanth (26),

S/o. Kirubakaran

2. Srinidish (22),

S/o. Kirubakaran

... Petitioners/Accused

No.2 & 3.

Vs.

The State rep. by
The Inspector of Police,
CCB, Salem City.
(Cr.No.20/2026)

... Respondent/Complainant

This petition is coming on this day for final hearing before me, in the presence of Selvi./Mrs.A.Sharmila, Advocate for the petitioners and Thiru.G.Prakasam, Public Prosecutor the the State, after hearing both sides and perusing the written reply submitted by the respondent and records, this court delivers the following ...

ORDER

1. The petitioners are apprehending arrest for the offence punishable under Section(s) 61(2), 316(2), 318(4) of BNS altered to sec.61(2), 296(b), 316(2), 318(4) and 351(2) of BNS and had filed this petition u/s. 482 of

22.07.2026

Principal Sessions Judge, Salem



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B.N.S.S., seeking for their release on anticipatory bail in the event of their arrest.

2. According to the petitioners, they have not committed any offence and have been falsely implicated in this case. The allegations levelled against the accused is that the defacto complainant is the Trustee/Administrator of the Annai Gowry Educational Trust, to fulfill educational and to improve the standard of education, the said Trust obtained loan from several banks and sought financial support, at that time, one Damodharan and Krishnamoorthy introduced the accused Kirubakaran, who is the father petitioners, and the defacto complainant met the accused Kirubakaran. Further it is alleged that on the pretext of arranging financial support to the said Trust, the accused received Rs.30 Lakhs and cheated the defacto complainant. On the basis of the complaint given by the defacto complainant, the above case has been registered against the accused. The co-accused were already granted bail by this court and lower court. The petitioners are living separately from their father and the 1st petitioner is running a utensil business and the 2nd petitioner is studying law course in Savitha University at Chennai. The petitioners have given an undertaking that they would never abscond nor tamper or hamper the witnesses and ready to abide by any conditions imposed by the Court and willing to



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produce sufficient solvent sureties to the satisfaction of the Judicial Magistrate.

Hence, the petitioners pray for considering their anticipatory bail application.

3. The respondent filed his detailed objections in writing and the learned Public Prosecutor has submitted that the amount involved in the case is huge and the investigation is pending. In the event, if the petitioners are released on anticipatory bail, they would abscond and may not appear before the Court by abiding the condition, hence, he strongly objected to release the petitioners on anticipatory bail. However, he added that the accused Kirubakaran was granted bail by this Court in Crl.M.P.No.1607/2026 dated:30.06.2026 and the co-accused Suganya was granted bail by the lower court in Crl.M.P.No.1590/2026 dated:02.07.2026 with some condition.

4. This Court has considered the rival submissions and perused the materials available on record.

5. It is represented by the petitioners' counsel that the petitioners 1 and 2 are the children of the first accused, who has already been considered bail, and they are no way connected with the occurrence and the 1st petitioner is running business and the 2nd petitioner is studying in college. Under such circumstances,



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this Court is inclined to consider the bail application of the petitioners with the following conditions.

In the result, this anticipatory bail application is allowed and the petitioners are directed to surrender before the Judicial Magistrate No.III, Salem within 15 days from the date of receipt of the order or in the event of their arrest and production before the Judicial Magistrate concerned, they are ordered to be released on anticipatory bail on their executing bond each for Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for like sum to the satisfaction of the Judicial Magistrate No.III, Salem.

(i) The petitioners shall **appear and sign before the Respondent Police Station weekly once on every Sunday at 10.30 a.m., for 12 weeks** and thereafter, shall appear on summons. In the event that the petitioners fail to surrender within 15 days from the date of the order, the anticipatory bail granted will automatically lapse.

(ii) The sureties shall affix their photographs and left thumb impressions and produce valid identity proof such as Aadhaar Card or bank passbook, and the petitioners shall also furnish their photograph and identity documents. The petitioners shall provide their active mobile number and email address, if any,



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along with an alternative contact number of an adult family member, which shall be treated as **official contact details for service of summons and communications, and the same shall not be altered without prior permission of the Court;** any such change without intimation shall entail presumption of due service and may be treated as indicative of absconding.

(iii) The petitioners shall co operate the investigation as an when required and shall not directly or indirectly induce, threaten, or promise any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to the police. The petitioners shall not leave the State of Tamil Nadu without prior permission of the learned Judicial Magistrate and shall not commit any offence of similar nature.

(iv) The petitioners shall co operate for early committal / further proceedings and disposal of the case. The undertaking of the learned counsel for the petitioners that the petitioners will not delay the proceedings by seeking unnecessary adjournments or by deferring cross-examination is recorded, and in case of violation, the trial court / concerned court shall be at liberty to cancel the bail and remand the petitioners to custody if it appears that the delay is deliberate on the part of the petitioners as laid down by the Hon'ble Supreme Court in *P.K.Shaji vs. State* (AIR 2005 SCW 5506).



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(v) In the event, if the petitioners absconds, a fresh F.I.R shall be registered u/s.269 of BNS.

Typed by Steno-Typist, corrected and signed on 22nd day of July – 2026.

**Principal Sessions Judge,
Salem.**

Copy to :-

1. The Judicial Magistrate No.III, Salem.
2. The Public Prosecutor, Salem.
3. The Inspector of Police, CCB, Salem City.
4. Counsel for the petitioners.

22.07.2026

Principal Sessions Judge, Salem