

TNMD010019962026



In the Court of the Principal Sessions Judge, Madurai.

Present : **Thiru. S. SHUNMUGAVEL B.A., B.L.,**
(II Additional District Judge (CBI Cases) , Madurai)
Principal Sessions Judge (i/c), Madurai.
(Authorised U/s.8(8) of BNSS)

Tuesday, this the 24th day of March, 2026.

CrI.M.P.No.1256/2026

CNR No.TNMD010019962026

1. Vathanarubini, W/o.Madankumar

2. Rambabu, S/o.Muthu

... Petitioners/Accused.

Vs

State through the Inspector of Police,

Austinpatti P.S. in Cr.No.45/2026

... Respondent/Complainant.

This e-petition coming on today for hearing before me in the presence of Thiru.J.Bala Murugan, Advocate for the petitioners and of Public Prosecutor for the state, this court passed the following:

Order

1. Anticipatory bail application u/s 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

2. Heard both.

3. The learned counsel for the petitioners/A3 and A4 would submit that the respondent police has registered a case against the petitioners and others in Cr.No.45/2026 for the offences u/s. 296(b), 115(2), 118(1) and 351(3) of Bharatiya Nyaya Sanhita (BNS), 2023. The alleged occurrence is said to have taken place on 03.03.2026. The petitioners are innocent and they have not committed any offence as alleged. Due to previous enmity, the defacto-complainant has given false complaint against the petitioners. Injured discharged from hospital. Investigation is almost over. The petitioners have not filed similar petition before the Hon'ble Madurai Bench of Madras High Court or any other court. The petitioners

apprehend arrest at the hands of police and they are ready to abide by any conditions that would be imposed by this court and prayed to allow the petition.

4. The learned Public Prosecutor submitted that totally there are 4 accused persons in this case and the petitioners are A3 and A4. As per the case of the prosecution, due to previous enmity, on 03.03.2026 at 10.30 p.m., when the defacto-complainant was consuming liquor in wine shop at Nilaiyur, all the accused persons have come there, abused him in filthy words, A1 and A2 assaulted him with beer bottle on head and hand, A3 and A4 kicked him and caught hold him, again A1 and A2 assaulted him by beer bottle and criminally intimidated him. Hence, the case. Injured discharged from the hospital on 20.03.2026. Investigation is pending and objected to grant anticipatory bail to the petitioners.

5. Rival contentions are taken into consideration. The alleged offences against the petitioner are U/s. 296(b), 115(2), 118(1) and 351(3) of Bharatiya Nyaya Sanhita (BNS), 2023. The alleged occurrence is said to have taken place on 03.03.2026. Injured discharged from hospital on 20.03.2026. On perusal of F.I.R., the petitioners/A3 and A4 kicked the injured and caught hold him, during the occurrence. No bad antecedent is reported against the petitioners. Substantial part of investigation has been completed. Considering all these aspects, the nature of offences, the limited overt act attributed against the petitioners and the facts and circumstances of the case, this court is inclined to grant anticipatory bail to the petitioners on conditions.

In the result in the event of arrest or on their surrendering before the Court concerned the petitioners are ordered to be released on anticipatory bail on their executing a bond for a sum of Rs.10,000/- each with two sureties each for a likesum to the satisfaction of Judicial Magistrate, Thirumangalam subject to the following conditions:-

(i) The petitioners shall surrender before the Court concerned within 15 days from today without fail.

(ii) The petitioners shall appear and sign before the Inspector of police, respondent police station **daily at 10.00 a.m. until further orders.**

(iii) The petitioners shall co-operate with the investigation and they shall not threaten the witnesses. They shall not induce witnesses and they shall not cause hindrance to the pending investigation.

If there is any violation of condition, the Investigation officer is within his discretion to approach the Court of the learned Judicial Magistrate concerned for cancellation of bail as per the ruling of the Hon'ble Supreme Court reported in **Shaji/Vs./ State of Kerala, (2005) AIR S.C.W. 5560.**

Pronounced by me in the Open Court on the 24th day of March, 2026.

Principal Sessions Judge (i/c),
Madurai

Copy to

1. The J.M.Thirumangalam.
2. The Inspector of Police, Austinpatti P.S.
3. The Petitioners through their counsels.