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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30246 of 2026

CNR: {HCMA012472722026}

Marimuthu

..Petitioner(s)

Vs

Sate Rep.by, The Inspector of Police
Alandurai Police Station,
Coimbatore District.
Crime No. 136 of 2026.

..Respondent(s)

This Criminal Original Petition is filed under Section 482 of BNSS, praying to enlarge the petitioner on bail, in the event of their arrest by the Respondent Police, pending investigation of the case in Cr.No.136 of2026 on the file of the Respondent.

For Petitioner(s): Mr.M Dinesh Sharma

For Respondent(s): Mr.R.Rajasekaran, Govt.Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offences under Sections 296(b), 118(1) of BNS Act, 2023 and Section 4 of TNPHW Act, in Crime No.136 of 2026 the file of the respondent police seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant is the wife

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of the victim. The defacto complainant is used to consume Kanja. On 16.07.2026, at about 1.00 a.m., both the accused approached the defacto complainant's husband and demanded kanja. The defacto complainant's husband replied that he did not have any kanja. Enraged over the same, the accused picked up quarrel with the defacto complainant and abused him with filthy language and assaulted him with wooden log and on seeing the same, the defacto complainant tried to intervene them, the accused abused her with filthy language. Hence, the present case.

3.The learned counsel for the petitioner submitted that the respondent police foisted two consecutive cases against the petitioner without any basis. The petitioner is innocent and he is a daily wage construction labourer and he is the sole bread winner of his family and he never indulged in any such activities as alleged and he is ready to abide by any condition and he is apprehending arrest in the hands of the respondent police and he will not abscond and he is ready to co-operate with the investigation agency and prays to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.side) for the respondent police submitted that there are two accused in this case and the petitioner is arrayed as A1. On the date of occurrence, both the accused approached the defacto

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complainant's husband and demanded kanja. The defacto complainant's husband replied that he did not have any kanja. Enraged over the same, the accused picked up quarrel with the defacto complainant and abused him with filthy language and assaulted him with wooden log and on seeing the same, the defacto complainant tried to intervene them, the accused abused her with filthy language. He further submitted that after committing the present offence, the accused committed any offence at about 1.30 hours and a case has been registered in Crime No.137 of 2026 in this regard. Apart from the present case, the petitioner is having one previous case. Hence, he opposed for the grant of anticipatory bail to the petitioner.

5. I have given my anxious consideration to either side submissions.

6. Having regard to the facts and circumstances of the case, the nature of the allegations, the rival submissions made by the learned counsel on either side, and that the investigation in this case is pending, this Court is of the firm view that, custodial interrogation of the petitioner is not required. Hence, this Court is inclined to enlarge the petitioner on anticipatory bail, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event

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of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate, Additional Mahila Court, Coimbatore District,** on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only),** with **two sureties each,** for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a)If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) The sureties shall affix their photographs and left thumb impression in the application for surety slip (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019]'. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(c) **The petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;**

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner is released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560];***

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(e) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

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GBI

To

1.The Judicial Magistrate, Additional Mahila Court, Coimbatore District.

2.The Inspector of Police
Alandurai Police Station,
Coimbatore District.

3.The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

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