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புதுச்சேரி மாநில அரசிதழ்

La Gazette de L'État de Poudouchéry

The Gazette of Puducherry

PART - I

சிறப்பு வெளியீடு

EXTRAORDINAIRE

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அதிகாரம் பெற்ற
வெளியீடு

Publiée par
Autorité

Published by
Authority

எண் } No. } No. }	புதுச்சேரி Poudouchéry Puducherry	வெள்ளிக்கிழமை Vendredi Friday	2026 ஹ் 31 31st	சூலை மீ Juillet July	31 உ 2026 (9 Sravana 1948) 2026
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IN THE COURT OF SUBDIVISIONAL MAGISTRATE (SOUTH) AT VILLIANUR

Present : Thiru A. KUMARAN,
Subdivisional Magistrate (South).

M.C. No. 168/2026 I.R.No. 72/2026 Under Section 163 BNSS/1622

ORDER

[UNDER SECTION 163(3) BNSS, 2023]

To

Mammu @ Gnanapragasam (21),
S/o. Nagappan,
II Cross, Thenee Nagar,
Uruvaiyar Pet, Puducherry.

Whereas, an Information Report bearing I.R. No. 72/2026, dated 10-07-2026 was laid before this Court by the Station House Officer, Mangalam Police Station, Puducherry, under section 163 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking preventive action against Thiru Mammu @ Gnanaprakasam (21), son of Nagappan, II Cross, Thenee Nagar, Uruvaiyar Pet, Puducherry, on the ground that his entry into the South region would be prejudicial to the maintenance of public peace and tranquility;

[1087]

And whereas, it is stated in the Information Report that the counter petitioner is a notorious rowdy element whose activities are under constant surveillance by the police and that there exists a long-standing rivalry between the Jeeva group and the Dhanapal group, resulting in repeated incidents of violence, criminal intimidation and breach of public peace in and around Uruvaiyar Village and neighbouring areas;

And whereas, the Information Report further discloses that the counter petitioner has been involved in criminal activities and that he is facing prosecution in Crime No. 11/2024 of Villianur Police Station, Puducherry, under sections 147, 148, 120(B), 302 r/w 149 IPC, wherein the charge sheet has been filed and the case is pending trial before the Hon'ble Court in P.R.C. No. 87/2024;

And whereas, the Information Report further reveals that on 23-06-2026, associates of the counter petitioner were found in possession of deadly weapons with the intention of committing murder against rival groups, in connection with which cases were registered in Crime No. 147/2026 of Orleanpet Police Station, Puducherry, under the Arms Act and Crime No. 106/2026 of Mangalam Police Station, Puducherry, under the provisions of the Arms Act and the Bharatiya Nyaya Sanhita, thereby indicating the continuing criminal activities of the rival gang;

And whereas, it is further reported that on 08-07-2026, 09-07-2026 and 10-07-2026, while the police were on patrol duty in Uruvaiyar and surrounding areas, credible information was received that the counter petitioner, along with his associates, had assembled with deadly weapons and was likely to commit offences against the rival gang, which would inevitably lead to breach of public peace and disturbance of law and order. On verification, the police attempted to apprehend him, but, he fled from the spot, and the information was recorded in the CCTNS *vide* Sl. No. 63, dated 10-07-2026;

And whereas, the Station House Officer has specifically stated that the activities of the counter petitioner pose an imminent threat to the life and property of the public residing in the jurisdiction of Mangalam Police Station, Puducherry, and that ordinary preventive policing measures would not be sufficient to prevent further violence, considering the persistent enmity between the rival gangs;

And whereas, this Court, upon receipt of the Information Report, issued summons to the counter petitioner calling upon him to appear before this Court and show cause as to why an order under section 163 of the Bharatiya Nagarik Suraksha Sanhita, 2023 should not be passed against him;

And whereas, the summons issued by this Court were duly served through the Station House Officer, Mangalam Police Station, Puducherry, by serving the same on the persons present at the residence of the counter petitioner, as evidenced by the service report placed before this Court;

And whereas, the matter was called on the date fixed for enquiry. The Station House Officer / Police Official appeared before this Court and reiterated the entire contents of the Information Report. He further, submitted that despite due service of summons at the residence of the counter petitioner, the counter petitioner failed to appear before this Court and remained absent without assigning any valid reason. The Police Official further submitted that there exists deep-rooted enmity between two rival gangs and that the counter petitioner is an active member of one such gang. It was further stated that if, the counter petitioner is permitted to freely enter the South region, there is every likelihood of retaliation, violent confrontation and serious breach of public peace and tranquility. The Police Official therefore prayed that suitable preventive orders may be passed under section 163 of the Bharatiya Nagarik Suraksha Sanhita, 2023;

And whereas, despite sufficient opportunity having been afforded, the counter petitioner has chosen not to appear before this Court to controvert the allegations contained in the Information Report. His non-appearance clearly indicates that he has no explanation to offer against the preventive action sought by the police. Consequently, this Court is constrained to proceed to decide the matter *ex parte* under section 163(2) of BNSS, 2023 in the view of urgency of the matter;

And whereas, this Court has carefully perused the Information Report, the records placed before it and the oral submissions of the Police Official. The materials disclose a consistent pattern of criminal conduct, active association with rival gang members, involvement in serious criminal cases and credible intelligence indicating the likelihood of imminent violence. This Court is satisfied that there exists sufficient material to conclude that the presence of the counter petitioner within the South region is likely to endanger public peace, public safety and public tranquility, and that immediate preventive action is warranted in the interest of maintaining law and order;

Now, therefore, based on the reasons stated above I, A. Kumaran, Subdivisional Magistrate (South), Puducherry, in exercise of powers conferred under Code of Criminal Procedure, do hereby prohibit you under section 163(3) of BNSS from entering into the Subdivisional Magistrate Court (South), jurisdiction for two months from the date of this order or till any further orders are passed by the Competent Authority revoking this prohibition as per law, whichever is earlier except when you are summoned to attend the cases in any of the Courts in Puducherry. However, you may appear either in person or by Pleader before the undersigned to represent against the order.

At Villianur, dated this 27th day of July, 2026.

A. KUMARAN,
Subdivisional Magistrate (South).

IN THE COURT OF SUBDIVISIONAL MAGISTRATE (SOUTH) AT VILLIANUR

Present : Thiru **A. KUMARAN,**
Subdivisional Magistrate (South).

M.C. No. 169/2026 I.R.No. 71/2026 Under Section 163 BNSS/1621

ORDER

[UNDER SECTION 163(3) BNSS, 2023]

To

Vidhyasagar (25),
S/o. Sivakumar,
No. 1, First Cross Street,
Savithri Nagar, Uruvaiyar Pet,
Puducherry.

Whereas, the Station House Officer, Mangalam Police Station, Puducherry, has laid an Information Report in I.R. No. 71/2026, dated 10-07-2026 under section 163 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying for issuance of appropriate preventive orders against Thiru Vidhyasagar (25), son of Sivakumar, No. 1, First Cross Street, Savithiri Nagar, Uruvaiyar Pet, Puducherry, on the ground that his activities are prejudicial to the maintenance of public peace and public order within the jurisdiction of this Court;

Whereas, the Information Report submitted by the Station House Officer, Mangalam Police Station, Puducherry, discloses that the counter petitioner is a habitual offender and a notorious rowdy element whose activities have been under constant surveillance by the police. It is further, reported that there has been a long-standing gang rivalry between the Jeeva Group and the Dhanapal Group, which subsequently escalated after the murder of Dhanapal and thereafter, the murder of Soundar. The Information Report further states that the counter petitioner, along with his associates, has actively participated in violent criminal activities arising out of the said rivalry, thereby creating fear and insecurity among the residents of Uruvaiyar and surrounding areas;

And whereas, the records placed before this Court reveal that the counter petitioner has criminal antecedents involving grave offences, the details of which are as follows:

Sl. No.	Crime No. and Year	Police Station	Sections of Law	Present Status
(1)	(2)	(3)	(4)	(5)
1	Cr. No. 41/2023	Mangalam Police Station, Puducherry.	Sections 324, 506(ii) r/w 34 IPC.	Charge sheet filed on 12-12-2023 and pending trial before the Hon'ble JM-IV Court, Puducherry.
2	Cr. No. 94/2024	Thavalakuppam Police Station, Puducherry.	Sections 399, 402 IPC and section 25(1-A)(i) of the Arms Act.	Charge sheet filed on 29-07-2024 and pending trial before the Hon'ble JM-IV Court, Puducherry.
3	Cr. No. 26/2025	Mangalam Police Station, Puducherry.	Section 25(1)(a) of the Arms Act, 1959 and section 351(3) BNS, 2023.	Charge sheet filed and pending trial before the Hon'ble JM-IV Court, Puducherry.
4	Cr. No. 330/2025	Villianur Police Station, Puducherry.	Sections 103 r/w 3(5), 61, 191(2), 191(3), 126(1), 238, 121(A) BNS r/w section 190 BNS, 2023.	Arrested, remanded to judicial custody and charge sheet filed on 05-11-2025 for the murder of Soundar.

And whereas, the Information Report further discloses that the counter petitioner has continued to associate himself with persons involved in serious criminal activities and that his associates have recently been implicated in Crime No. 207/2026 of Kiliyanur Police Station, Tamil Nadu, involving offences under the Bharatiya Nyaya Sanhita, 2023 and the Arms Act, thereby demonstrating the continuing criminal association of the counter petitioner;

And whereas, the Station House Officer has further reported that on 08-07-2026, 09-07-2026 and 10-07-2026, while conducting intensive patrols in Uruvaiyar and surrounding areas, credible information was received that the counter petitioner had assembled with his associates and was planning to commit retaliatory attacks against the rival gang, thereby creating an imminent likelihood of breach of public peace. Though the police attempted to apprehend him, he escaped from the spot, and the information was duly recorded in the CCTNS records;

And whereas, this Court, upon receipt of the Information Report, issued summons to the counter petitioner directing him to appear and show cause as to why an order under section 163(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 should not be passed restraining him from entering the South region of Puducherry;

And whereas, the summons, issued by this Court was entrusted to the Station House Officer, Mangalam Police Station, Puducherry, for service upon the counter petitioner. During the enquiry, the Police Officer from Mangalam Police Station, Puducherry, appeared before this Court and submitted that, when the police party visited the residence of the counter petitioner, the counter petitioner was not available at his residence. However, his family members were present and the summons along with a copy of the Information Report was duly served upon them after informing them of the contents and directing the counter petitioner to appear before this Court on the scheduled date. The serving officer has accordingly reported due service before this Court;

And whereas, despite due service of summons through his family members, the counter petitioner failed to appear before this Court on the date fixed for enquiry and did not file any explanation or objection. Sufficient opportunity having been afforded, this Court is satisfied that the counter petitioner has deliberately failed to avail the opportunity granted to him. Hence, this Court proceeds to decide the matter *ex parte* under section 163(2) of BNSS, 2023 in the view of urgency of the matter;

And whereas, during the enquiry, the Police Officer of Mangalam Police Station, Puducherry, reiterated the contents of the Information Report and further submitted that there exists a serious and imminent threat from the rival gang headed by Mammu @ Gnanapragasam. It was specifically submitted that, considering the previous incidents of brutal murders arising out of the gang rivalry. The possibility of retaliatory attacks by either group cannot be ruled out. The continued presence and movements of the counter petitioner within the jurisdiction are likely to provoke further violence, endanger innocent members of the public, and seriously affect the maintenance of public peace and public order;

And whereas, upon careful consideration of the Information Report, the oral evidence of the Police Officer, the criminal antecedents of the counter petitioner, the gravity of the offences registered against him, the continuing gang rivalry, the imminent threat posed by the rival gang headed by Mammu @ Gnanapragasam, and the likelihood of retaliatory violence resulting in breach of public peace, this Court is fully satisfied that there exists sufficient material to invoke the extraordinary preventive jurisdiction under section 163 of the Bharatiya Nagarik Suraksha Sanhita, 2023. This Court is further, satisfied that ordinary preventive measures would not be adequate to prevent the imminent danger to life, property and public tranquility;

Now, therefore, based on the reasons stated above I, A. Kumaran, Subdivisional Magistrate (South), Puducherry, in exercise of powers conferred under Code of Criminal Procedure, do hereby prohibit you under section 163(3) of BNSS from entering into the Subdivisional Magistrate Court (South), jurisdiction for two months from the date of this order or till any further orders are passed by the Competent Authority revoking this prohibition as per law, whichever is earlier except when you are summoned to attend the cases in any of the Courts in Puducherry. However, you may appear either in person or by Pleader before the undersigned to represent against the order.

At Villianur, dated this 27th day of July, 2026.

A. KUMARAN,
Subdivisional Magistrate (South).