

In the Court of Vacation Sessions Judge, Kanyakumari District at Nagercoil.

Present : Thiru B. Karthikeyan, B.L.,
Vacation Sessions Judge/Principal Sessions Judge,
Kanniyakumari at Nagercoil.

Thursday, the 23rd day of May, 2024.

Crl.M.P. No. 222/2024

(CNR.No.TNKK0V-000288 -2024)

1. Thangaswamy, S/o. Lakshmanan (A1)

2. Kamaraj, S/o. Lakshmanan (A4)

... Petitioners

/Vs./

Sub Inspector of Police,

Marthandam Police Station,

Crime No.363/2023 of Marthandam Police Station,

Rep. by the Public Prosecutor,

Nagercoil.

... Respondent

This petition is filed by Advocate Thiru S. Senthilkumar, praying to extend the time to appear before the court concerned.

ORDER

Heard both side. Perused the Petition.

Offence alleged u/s 341, 294(b), 323, 324, 506(i) and 379(NP) of IPC.

The petitioners were granted anticipatory bail as per order in Crl.M.P. No.5669/2023, dated 16.10.2023 with condition that the petitioner should appear before the court concerned within a period of 15 days from the date of order.

The learned counsel for the petitioners submitted that the earlier petition for extension of time in Crl.M.P.No.6133/2023 filed by the petitioners was allowed on 18.11.2023 and one week time was granted, but the petitioners did not surrender

before the court concerned. Again the petitioners filed a second anticipatory bail petition in CrI.M.P. No.1412/2024 before the Principal Sessions Court and it was dismissed on 02.03.2024 for the reason that the petitioners were already granted anticipatory bail and the petitioners were unable appear before the court concerned within the stipulated time, due to non availability of sureties and prayed for extension of time.

The learned Public Prosecutor opposed the application and submitted that already the petitioners were granted anticipatory bail by this court on 16.10.2023 and subsequently, the petitioners filed petition for extension of time and the same was allowed, but they did not surrender before the court. Then, the petitioners approached this court for anticipatory bail suppressing the earlier anticipatory bail order and the said petition was dismissed by the Principal Sessions Court.

Considered the objection of the learned Public Prosecutor. Considering the fact that the petitioners were granted anticipatory bail with some conditions on 16.10.2023 and again they filed another application for anticipatory bail suppressing the earlier order and the same was dismissed and after dismissing that application, they approached this court for further extension of time, this court is not inclined to grant extension of time.

In the result, this petition is dismissed.

Pronounced by me in open court this the 23rd day of May, 2024.

Vacation Sessions Judge,
Nagercoil.