

In the Court of Vacation Sessions Judge, Kanniyakumari 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.

CrI.M.P. No.194/2024

(CNR.No.TNKK0V-000272-2024)

Sutharson S/o. Chellaiyan

.. Petitioner

/Vs./

Inspector of Police,

Nesamany Nagar Police Station,

Crime No. 52/2024 of Nesamany Nagar Police Station,

Rep. by P.P. Nagercoil.

.. Respondent

This petition is filed by Legal Aid Defense Counsel

Tmt. R.M. Meenakshi, u/s 439 Cr.P.C., praying to grant bail to the petitioner.

ORDER

Heard both sides. Perused the petition.

The petitioner/accused alleged to have been committed the offence u/s
341, 294(b), 326A and 307 IPC.

The case of prosecution is that on 18.04.2024 at 4.30 A.M. when the
defacto complainant went for his work by two wheeler and came near Ajitha Marbles,
the petitioner restrained him, used filthy words and threw acid on his face and caused
burnt injuries on his face, left shoulder and right hand. Hence the charge.

The learned counsel for the petitioner submitted that the petitioner is innocent of the offences alleged against him and he did not commit any offence as alleged in the FIR and the petitioner was arrested on 18.04.2024 and he has been under judicial custody for 33 days and in fact, the defacto complainant borrowed huge amount from the petitioner's wife and when the petitioner asked for repayment of amount, the defacto complainant did not give money and lodged the false complaint against the petitioner and the petitioner is ready to abide by any condition and prayed for bail to the petitioner.

The learned Public Prosecutor opposed the application and submitted that there is a previous enmity between the defacto complainant and the petitioner and on 18.04.2024, this petitioner waylaid the defacto complainant and poured acid all over his body and he sustained injury on his face, shoulder and hand and the injured was discharged from the hospital and the investigation is not yet over and it is a heinous crime committed by the petitioner and he has strong objection to grant bail to the petitioner and the petition may be dismissed.

Considered the objection of the learned Public Prosecutor. Considering the grievous nature of the offences alleged to have been committed by the petitioner and also considering the stage of investigation, this court is not inclined to grant bail to the petitioner at this stage. Hence this petition is dismissed.

In the result, this petition is dismissed.

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

Vacation Sessions Judge.

