

In the Court of the Vacation Sessions Judge, Theni.

Present: Thiru. P. Ganesan, B.A., B.L., D.L.L.,  
Vacation Sessions Judge, Theni,

**Dated this the 11<sup>th</sup> day of May 2024**

**Cr1.M.P.No.06/2024**

**CNR.No.TNTH00-00006-2024**

Vignesh

... petitioner/Accused

-Versus-

State through the Inspector of Police,

Gudalur South P. S. in

Cr.No.71/2024

... Respondent/Complainant

This petition is coming up on this day before me for hearing in the presence of Thiru. M. A. Ramakrishnan, Learned Counsel for the petitioner and the Learned Public Prosecutor for the State and this Court passed the following:

**ORDER**

This petition has been filed by the petitioner/accused U/s.438 of Code of Criminal Procedure seeking anticipatory bail.

**2. The Nitty-Gritty of the prosecution case is as follows :-**

On 30.04.2024 at 4.30 p.m., the petitioner in an inebriated state abused the complainant and stood in front of her naked when the complainant questioned the petitioner, the petitioner assaulted her and intimidated her with dire consequences. Therefore the case registered against the petitioner U/s.294(b), 323, 510, 506(i) of IPC and 4 of TNPHW Act.

3. Heard both sides.

4. The points for determination is that can the petitioner be released on anticipatory bail ?

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**Answer :**

5. The FIR and reply given by the Police are perused. The FIR transpires that the petitioner in an inebriated state abused the complainant and stood naked in front of the complainant. While questioning the petitioner assaulted the complainant and intimidated her with dire consequences. The FIR prima facie made out a case that the petitioner committed serious offence against woman who is at 61 years age. The prosecution objected the bail that if the petitioner released on bail he would abscond and tamper with prosecution witnesses. Having considered the facts and serious nature of the offence that too against Senior Citizen woman, I am not inclined to release the petitioner on anticipatory bail.

**In result, this bail petition is dismissed.**

Pronounced by me in open Court on this the 11<sup>th</sup> day of May 2024.

**Vacation Sessions Judge,  
Theni.**

**Copy to:**

The Judicial Magistrate, Uthamapalayam.