

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 21st day of May 2024

Crl.M.P. No.145/2024 in

Crl.M.P.No.74/2024

CNR.No.TNTH00-000167-2024

Viji

... Petitioner/Accused

-Versus-

State through the Inspector of Police,

Allinagaram P.S. in

Cr.No.41/2024

... Respondent/Complainant

This petition is coming up on this day before me for hearing in the presence of Thiru. K.Pandiyarajan, 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 05.02.2024 at about 6.30 p.m., the petitioner and co-accused assaulted the complainant's brother and caused severe injuries. So case registered against the petitioner and others U/s.147, 148, 307 and 324 of IPC.

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 and co-accused assaulted the victim indiscriminately and caused grievous injuries. The prosecution submitted that if the petitioner released on bail, he would abscond and co-accused is still at large. As the investigation is still pending, it requires further investigation for bringing home the co-accused. Further the offence is serious nature. Considering the above facts and no change of circumstances made out after dismissing the earlier bail petition, I am not inclined to release the petitioner on anticipatory bail.

In result, this anticipatory bail petition is dismissed.

Pronounced by me in open Court on this the 21st day of May 2024.

**Vacation Sessions Judge,
Theni.**

Copy to:

The Judicial Magistrate, Theni.