

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

CrI.M.P.No.143/2024

CNR.No.TNTH00-0000173-2024

Senthil kumar

... Petitioner/Accused

-Versus-

State through the Inspector of Police,

Chinnamanur P. S. in

Cr.No.194/2024

... Respondent/Complainant

This petition is coming up on this day before me for hearing in the presence of Tr.R.Baskaran, 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:

Between 03.05.2024 to 04.05.2024 the petitioner dig out the canal and thereby caused damage to the Government for sum of Rs.75,000/-. Therefore the case registered against the petitioner U/s.431 of IPC and Section.3(ii) of TNPPDL Act.

3. Heard both sides.

4. The points for determination is the can anticipatory bail be granted to the petitioner?

..2..

Answer :

5. The FIR would show that the petitioner dig out the Government canal and caused damage to the Government for sum of Rs.75,000/-. The PWD canal is meant for irrigating agricultural land. By damaging the canal, the farmers would be deprived of their right of irrigation. So the offence committed by the petitioner is considered to be serious in nature, So the petitioner is not entitled for Anticipatory bail.

In fine, the 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, Uthamapalayam.