

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 21<sup>st</sup> day of May 2024**

**Crl.M.P.No.118/2024**

**CNR.No.TNTH00-0000146-2024**

Selvam

... Petitioner/Accused

-Versus-

State through the Inspector of Police,

Gandamanur P. S. in

Cr.No.86/2024

... Respondent/Complainant

This petition is coming up on this day before me for hearing in the presence of Tr.V.Thangappa, 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 13.05.2024 at 11.30 a.m., when the complainant was driving a TNSTC bus, the petitioner got into the bus and assaulted him. On questioning the same, the petitioner also assaulted the passenger. Therefore the case registered against the petitioner U/s.294(b), 323, 353 and 506 (ii) of IPC.

3. Heard both sides.

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

**Answer :**

5. The FIR and records are perused. The FIR would show that when the complainant was driving a TNSTC bus at Adaikampatty vizhakku on 13.05.2024 at 11.30 a.m., the petitioner barged into the bus and attacked the complainant, driver. He also assaulted a passenger while questioning his act. The prosecution submitted that the investigation is underway and if released on Anticipatory bail, the petitioner would abscond. As disclosed from the FIR, the petitioner assaulted and prevented the complainant from discharging his official duty. so the offence committed by the petitioner is considered to be serious one. Further the investigation is underway. Having regard to the above facts and serious nature of the offence, I am not inclined to release the petitioner on anticipatory bail.

**In fine, the Anticipatory bail petition is dismissed.**

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

**Vacation Sessions Judge,  
Theni.**

**Copy to:**

The Judicial Magistrate, Aundipatty.