

In the Court of the Principal Sessions Judge, Tiruvarur.

**Present: Tmt. M. Shanthi, B.Sc., B.L.,
Principal Sessions Judge, Thiruvarur.
Thursday, this the 20th day of October 2022**

Crl.M.P.No. 1593/2022

1. Murugesan,
S/o. Rajkumar
2. Gunasekaran,
S/o. Govindaraj

... Petitioners/Accused.

.Vs.

State rep. through the Inspector of Police,
Mannargudi Town Police Station,
Crime Number 402/2022.

... Respondent/Complainant.

This petition came up before this Court for hearing moved by Mr. G. Gnanaraj, A. Premalatha, Advocate, for the petitioners/accused and Mr. D. Manivannan, Public Prosecutor for the State and upon perusing the petition and reply, this Court passes the following:-

ORDER

This petition had been filed by the petitioners under section 438 of Criminal Procedure Code to grant anticipatory bail with regard to the case in Crime Number 402/2022 of Mannargudi Town Police station for the offence punishable under sections 294(b), 324 and 506(ii) of Indian Penal Code.

2. According to the petitioners, they are innocent persons and not guilty of any offence and the petitioners are from respectable family. The respondent police given unnecessary trouble to petitioner family members. The case of the prosecution is that the petitioners had filthily scolded, assaulted and criminally intimidated the defacto complainant. If they have arrested and will be put to irreparable loss and injury it may not be compensated any means known to law. Since the petitioners apprehends arrest in the hands of respondent police and prayed to grant anticipatory bail to petitioners.

3. Whereas the Public Prosecutor had submitted the reply of Respondent / Complainant in which stated that the case is under investigation and accused are yet to be secured and the petitioners had assaulted the injured and the injured was discharged from the hospital. If the petitioners had been released on bail, they will tamper witnesses, they will create two groups and caused problem and hence objected to let the accused on bail.

4. Considering the case of the prosecution that the defacto complainant, petitioners and Load man had an argument and the petitioners had filthily scolded, criminally intimidated and assaulted with stone and the sustained injury in face and hit on the body and back the defaco complainant and pendency of investigation and considering strong objection of prosecution and considering the nature and gravity of offence and considering other circumstance of the case, this Court is not inclined to grant Anticipatory Bail to the petitioners.

5. In the result, this petition is dismissed.

Pronounced by me, this the 20th day of October 2022.

**Sd./- M. Shanthi,
Principal Sessions Judge,
Thiruvarur.**

// True Copy //

Sherishtadar.

Copy to (Through E-mail):

The Judicial Magistrate No.I, Mannargudi.

The counsel for the Petitioners.

The Inspector of Police, Mannargudi Town Police Station.