

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, SALEM

Present : Thiru.S.Jeganathan, B.A., B.L., D.C.A., C.J.,
Principal Sessions Judge (i/c),
I Additional Sessions Judge,
Salem.

Thursday, the 13th day of October, 2022

CRIMINAL MISCELLANEOUS PETITION NO.3421/2022
(CNR.No.TNSA010054902022)

Karmugilan (27) S/o RajamanickamPetitioner/ Accused No.2.

/ Versus /

State by: The Sub Inspector of Police,
Attur Town PS.
Cr.No.346/2022.

....Respondent / Complainant.

This petition is filed on 11.10.2022 under section 439 of Code of Criminal Procedure, to grant bail to the petitioner.

This petition is filed by Thiru.P.Natarajan, Counsel for the petitioner and the Public Prosecutor for the respondent, after perusing the averments, this Court delivered the following:

O R D E R

Heard both sides and perused the records.

This petition is filed by Counsel for the petitioner/accused U/s 439 of Cr.P.C., seeking bail. The petitioner/accused was remanded to judicial custody on 24.09.2022 for the alleged offences u/sec.341, 294(b) IPC and sec.3(1) of TNPPDL Act, 1992.

The learned counsel for the petitioner would submit that the petitioner is the 2nd accused and he is in judicial custody for the past 19 days; the 1st accused was also arrested and remanded to judicial custody; the alleged offence against the accused is that they waylaid the TNSTC bus

on 23.09.2022 and obstructed the driver to move the bus from the place, subsequently caused damages to windscreen of the bus; the petitioner is ready to abide any condition, hence prays to release the petitioner on bail with any condition.

Per contra, the learned Public Prosecutor would submit that while the Government transport bus driver was driven the bus from Chennai to Salem, near Attur the petitioner along with another one accused riding their two wheeler in front of the bus by talking in cell phone; inspite of blowing horn by the defacto complainant, the accused have not given way to the bus to proceed further and parked their vehicle in front of the bus and entered into the bus and caused damage to the windscreen of the bus, hence he prayed for dismissal of the petition.

Considering the facts and circumstances and taking into account the passengers also available in the bus on the way from Chennai to Salem, the petitioner along with another one accused blocked the bus and obstructed the movement along with the passengers, this Court is not inclined to grant bail to the petitioner.

As such this petition is dismissed.

Pronounced by me in Open Court, this the 13th day of October, 2022.

Sd /- S.Jeganathan,
Principal Sessions Judge (i/c),
I Additional Sessions Judge,
Salem

Copy to the petitioner through Thiru.P.Natarajan,
Advocate, Salem.