

CRL.O.P.No.13942 of 2016

S.VAIDYANATHAN, J.

The petitioner, who was arrested and remanded to judicial custody on 21.05.2016 for an alleged offence punishable under Sections 279, 304(ii) IPC r/w. Section 185 of Motor Vehicles Act in Crime No.385 of 2016 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner in a intoxicated mood, drove the vehicle in a rash and negligent manner and dashed against one Poornima, aged about 26 years, who was crossing the road and caused grievous head injuries and she died on the spot.

3. The learned counsel for the petitioner submitted he is innocent and he had not consumed alcohol and that the petitioner is no way connected with the said offence alleged by the prosecution. He further submitted that he has been falsely implicated in this case. He also submitted that earlier he has moved a bail application in Crl.O.P.No.12446 of 2016 and the same was dismissed by this Court on 21.06.2016. He further submitted that he is in custody from 21.05.2016 and that he may be enlarged on bail.

4. Heard the learned Government Advocate (Crl.side) for the respondent.

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5. Considering the fact that the offence alleged against the petitioner is grave in nature and that the earlier the bail petition was dismissed by this Court in Crl.O.P.No.12446 of 2016, dated 21.05.2016, I do not find any change of circumstances to consider this petition. Accordingly, this Criminal Original Petition is dismissed.

05.07.2016

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