



CrI.O.P.No.23732 of 2022

CrI.O.P.No.23732 of 2022

A.D.JAGADISH CHANDIRA, J.

The petitioners, who were arrested and remanded to judicial custody on 02.08.2022, for the offences punishable under Sections 294(b), 323 and 307 of IPC, on the file of the respondent police, seek bail.

2. The case of the prosecution is that due to previous enmity, the petitioners waylaid the defacto complainant on 01.08.2022 and abused him in filthy language and assaulted him and his friend with knife, resulting in them sustaining grievous injuries. Hence, the complaint.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent and they have been falsely implicated in this case. He would further submit that due to previous enmity, a false complaint has been given as against them. Therefore, he prays for grant of bail to the petitioners.



CrI.O.P.No.23732 of 2022

4. The learned Government Advocate (CrI. Side) appearing for the respondent would submit that the petitioners are History Sheeted rowdies and as far as the 1st petitioner is concerned, he has got 9 previous cases of similar nature and in respect of the 2nd petitioner, there are 15 cases of similar nature as against him. He would also submit that the petitioners as retaliation, have given a complaint against the defacto complainant stating that he assaulted them and caused injuries. Therefore, he vehemently opposed to grant bail to the petitioners.

5. The previous case details as against the 1st petitioner is listed hereunder:-

<i>Sl.No</i>	<i>Crime No.</i>	<i>Offences</i>
1	58/2014	302 of IPC @ 147, 148, 294(b), 323, 342, 352, 302 r/w 34 of IPC
2	175/2014	20(b)(ii)(A) of NDPS Act
3	162/2015	110 of Cr.P.C
4	164/2018	109 of Cr.P.C
5	166/2019	151 of Cr.P.C. r/w 7(i)(a) of CLA Act
6	1188/2020	12 of TNG Act
7	161/2012	457, 380 of IPC
8	58/2016	457, 380 of IPC
9	42/2017	8(C) r/w 20(b)(II)(B) of NDPS Act



Crl.O.P.No.23732 of 2022

WEB COPY

6. The previous case details as against the 2nd petitioner is listed hereunder:-

<i>Sl.No</i>	<i>Crime No.</i>	<i>Offences</i>
1	161/2012	457, 380 of IPC
2	58/2014	302 of IPC @ 147, 148, 294(b), 323, 342, 352, 302 r/w 34 of IPC
3	144/2014	41(2) of Cr.P.C.
4	304/2016	392, 397 of IPC
5	170/2015	8(C) r/w 20(b)(II)(B) of NDPS Act
6	240/2015	8(C) r/w 20(b)(II)(B) of NDPS Act
7	296/2017	294(b), 324, 506(ii) of IPC
8	101/2021	294(b), 323, 427, 506(ii) of IPC
9	166/2019	341, 294(b), 307 (ii) of IPC
10	168/2014	147, 148, 302, 342, 364 of IPC
11	201/2016	109 of Cr.P.C
12	299/2016	294(b), 307, 323 of IPC
13	184/2018	294(b), 324, 506(ii) of IPC
14	1188/2018	12 of TNG Act
15	1209/2020	392, 397, 506(ii) of IPC

7. Heard both the learned counsel and perused the materials available on record.



WEB COPY



Crl.O.P.No.23732 of 2022

A.D.JAGADISH CHANDIRA, J.

rgi

8. Taking into consideration the facts and circumstances of the case, the submission made by the learned counsel and also the fact that the petitioners are habitual offenders and they have several previous cases of similar nature as against them, this Court is not inclined to grant bail to the petitioners.

9. Accordingly, this Criminal Original Petition stands dismissed.

29.09.2022

rgi

Crl.O.P.No.23732 of 2022