



Crl.O.P.No. 32013 of 2022

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T.V.THAMILSELVI, J.

The petitioner, who was arrested and remanded to judicial custody on 24.10.2021 for the alleged offence under Sections 120-B, 109, 147, 148, 341, 302 I.P.C. and 3, 4 of Explosive Substances Act in Crime No.185 of 2021 on the file of the respondent police and a charge sheet filed in P.R.C.No.1 of 2022 and thereafter the PRC committal to S.C.No. 58 of 2022 on the file of learned III Addl. District Judge, Puducherry, seeks bail.

2. The case of the prosecution is that on 24.10.2021 at about 16.30 hrs. the petitioner along with 8 named accused and some other 23 persons said to have waylaid son of defacto complainant and attacked him and also thrown bomb on him. Hence, the complaint.

3. The learned counsel for the petitioner submitted that this is the third petition seeking for bail and he has not at all committed any offence



Crl.O.P.No. 32013 of 2022

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as alleged by the respondent police and he is no way connected with the offence. He would further submit that the investigation is almost completed and that the petitioner has been suffering incarceration for more than a year from 24.10.2021. Hence, he prayed to grant bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that this is not the case under Unlawful Activities (Prevention) Act, 1967 and that NIA has to take over the investigation of the case, but Puducherry police themselves have completed the investigation and filed a final report. He would also submit that if he is released on bail, he will tamper the witnesses and hamper the investigation and this is the third petition seeking for bail. Hence, he vehemently opposed to grant bail to the petitioner.

5. Considering the facts and circumstances of the case and the submissions made by both counsel and considering the gravity of offence committed by the petitioner, and also considering the fact that there is possibility of tampering the witnesses and hampering the investigation and



Crl.O.P.No. 32013 of 2022

there is no change of circumstances, this Court is not inclined to grant bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed. However, though time for a period of six months is granted by this court to dispose the case, so far, the case was not disposed of. Hence, this court is inclined to direct the Presiding Officer, who is incharge of the said court to complete the trial and dispose the case as early as possible.

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Crl.O.P.No. 32013 of 2022

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rpp

Crl.O.P.No. 32013 of 2022

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