



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Twenty Second day of June Two Thousand Fifteen
PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM
CRL OP(MD) No.10253 of 2015

MAHENDRAN

... PETITIONER/SOLE ACCUSED

Vs

STATE REP BY:: THE INSPECTOR OF POLICE

MOOLAIKARAIPATTI POLICE STATION, TIRUNELVELI

DISTRICT, CR.NO.102 OF 2011.

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.T.A.EBENEZER Advocate

For Respondent : Mr.K.V.RAJARAJAN, Government Advocate(Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who is the sole accused, apprehends arrests for the alleged offence punishable under Sections 417 and 376 I.P.C and Section 4 of TNWH Act, 2002, in Cr.No.102 of 2011 on the file of the the respondent Police, seeks anticipatory bail.

2.According to the defacto complainant, the accused, by giving a false promise of marrying her, had physical relationship and after making her pregnant, he refused to marry her.

3.The learned counsel for the petitioner submitted that the occurrence had taken place in the year 2011 and the alleged victim had married another man and she is also having a child.

4.The learned Government Advocate (Crl.Side) seriously opposed this anticipatory bail application stating that the petitioner raped the defacto complainant and due to the reason that the accused failed to marry the defacto complainant, she attempted to commit suicide and she was also admitted in the hospital.

5. Considering the facts and circumstances of the case, this Court is of the view that the petitioner is not entitled for anticipatory bail.

6. Hence, this petition is dismissed.

sd/-

22/06/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

1 THE INSPECTOR OF POLICE

MOOLAIKARAIPATTI POLICE STATION, TIRUNELVELI DISTRICT,

2 THE ADDL. PUBLIC PROSECUTOR

MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

DM 24 JUNE 15

ORDER IN

CRL OP(MD) No.10253 of 2015

Date :22/06/2015

1P:3C::