



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

Tuesday, the Twenty Ninth day of September Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.18592 of 2015

PERIYASAMY

... PETITIONER /SOLE ACCUSED

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
OOMATCHIKULAM POLICE STATION,
MADURAI DISTRICT.
CRIME NO. 389 OF 2015

... RESPONDENT / COMPLAINANT

For Petitioner : M/S M.KANNAN Advocate

For Respondent : MRS.S.PRABHA, Govt. Advocate (Crl. Side)

PETITION FOR BAIL Under Sec. 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who is the sole accused in Crime No.389 of 2015 for the offences punishable under Sections 417, 420, 494, 495, 366 and 376(i) IPC on the file of the respondent Police, was arrested and remanded to judicial custody on 22.07.2015. He seeks bail.

2.The case of the prosecution is that the petitioner / accused by giving false promise of marrying the de facto complainant, has raped her.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. Even the averments of complaint are taken as it is, it will not satisfy the ingredients for the offences.

4.The learned counsel for the petitioner as well as the learned Government Advocate (Crl.side) submitted that the de facto complainant is aged about 25 years.

5.The learned Government Advocate (Crl.side) appearing for the respondent submitted that the major part of the investigation is over.

6.Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) appearing for the respondent.

7.Considering the facts and circumstances of the case, this Court is inclined to grant bail to the petitioner with certain conditions. Accordingly, the petitioner is ordered to be released on bail on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with ~~services source to be seen~~ for a like sum to the satisfaction of the learned Judicial Magistrate Mahila Court, Madurai and on further condition that the petitioner shall appear before the Kodaikanal Town Police Station,



Kodaikanal daily at 6.00 p.m., until further orders.

sd/-

29/09/2015

/ TRUE COPY /

Sub-Assistant Registrar

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TO

1 THE JUDICIAL MAHILA COURT
MADURAI

2 THE SUPERINTENDENT
CENTRAL PRISON
MADURAI

3 THE INSPECTOR OF POLICE
OOMATCHIKULAM POLICE STATION,
MADURAI DISTRICT.

4 THE INSPECTOR OF POLICE
KODAIKANAL TOWN POLICE STATION
KODAIKANAL.

5 THE ADDITIONAL PUBLICPROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT
MADURAI

+1. CC to M/S M.KANNAN Advocate SR.No.57024.

ORDER

IN

CRL OP(MD) No.18592 of 2015

Date :29/09/2015

AM/29.09.2015/GSV.PM/SAR-I/2P/7C