



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

Wednesday, the Eighteenth day of November Two Thousand Fifteen

WEB COPY

PRESENT

THE HON`BLE MR JUSTICE S.VAIDYANATHAN

CRL OP(MD) No.21709 of 2015

1 MOKKARAJ
2 VASIAMMAL

.. PETITIONER/ ACCUSED No.1 & 2

Vs

STATE THROUGH THE INSPECTOR OF POLICE
TALUK POLICE STATION,
USILAMPATTI TALUK,
MADURAI DISTRICT.
CRIME NO.230 OF 2015

... RESPONDENT / COMPLAINANT

For Petitioner : M/S M.SELVENDARAN Advocate

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

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

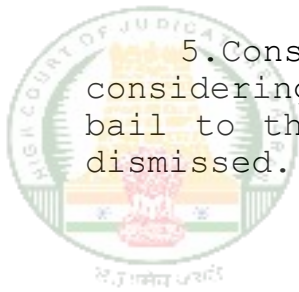
ORDER : The Court Made the following order :-

The petitioners/Accused Nos.1 & 2, who were arrested and remanded to judicial custody on 16.09.2015 for the alleged offence punishable under Section 302 of IPC, in Crime No.230 of 2015 on the file of the respondent police seek bail.

2.The case of the prosecution is that there are totally two accused in this case and there was a dispute between the petitioners and the deceased with regard to partition of the property and the petitioners attacked the deceased in a private parts and thereafter, he admitted in hospital and died after twenty days.

3.The case of the petitioners is that they have no intention to murder the deceased and that the deceased was injured and died in the hospital only after 20 days. The occurrence had taken place on 27.08.2015 and FIR has been registered only on 16.09.2015.

4.The learned Government Advocate (Crl.side) submitted that the investigation is pending and that if the petitioners are released on bail, they will hamper the witnesses and tamper the evidence.



5.Considering the facts and circumstances of the case and also considering the gravity of the offence, I am not inclined to grant bail to the petitioners. Hence, this Criminal Original Petition is dismissed.

sd/-
18/11/2015

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Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE INSPECTOR OF POLICE, TALUK POLICE STATION,
USILAMPATTI TALUK, MADURAI DISTRICT.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP (MD) No.21709 of 2015
Date :18/11/2015

GJM/SKS/RR/SARI-23.11.2015-2P-3C