



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

Monday, the Second day of March Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH
CRL OP(MD) No.3704 of 2015

RAVIKUMAR

... PETITIONER / ACCUSED

Vs

THE STATE REP.BY
THE SUB INSPECTOR OF POLICE
UTHAMAPALAYAM POLICE STATION,
CRIME NO.133/2013

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.T.ANTONY ARUL RAJ Advocate

For Respondent : MR.A.P.BALASUBRAMANIAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 23.12.2014 for the offence punishable under Section 174 of the Code of Criminal Procedure @ 302 of Indian Penal Code, in Crime No.133 of 2013 on the file of the respondent police, seeks bail.

2. It is seen that this is the third bail application and the first bail application was dismissed as withdrawn, by this Court, by order dated 20.01.2015 and the second application was dismissed by this Court, by a well considered order, on 09.02.2015.

3. It is the case of the prosecution that on 03.05.2013, an unidentified body was found under the bridge. Initially, a case under Section 174 of the Code of Criminal Procedure was registered and the body was sent for post-mortem. After receiving the post-mortem report, the case was altered into one under Section 302 of Indian Penal Code on 08.05.2013, based on the injuries found thereon. Thereafter, the police were clueless, until the petitioner surrendered before the Village Administrative Officer on 23.12.2014 and gave an extra-judicial confession, wherein he has stated that he was having an unnatural affair with the victim and that he had called the victim for his activity. The victim was demanding money. It is stated that the petitioner would always have a rod with him for his self-protection and that since the victim did not concede to his demand, he has assaulted him and committed the murder of the deceased.

4. In view of the above and taking into consideration of the fact that since the investigation is at the very crucial stage, I am not inclined to grant bail to the petitioner. Hence, the petition seeking bail stands dismissed.

sd/-
02/03/2015

/ TRUE COPY /



TO

1. THE SUB INSPECTOR OF POLICE
UTHAMAPALAYAM POLICE STATION, THENI DISTRICT.

2. THE SUPERINTENDENT CENTRAL PRISON, MADURAI.

3. THE ADDL. PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.3704 of 2015
Date :02/03/2015

rg.06.03.2015 2p.4c.