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

Monday, the Fifth day of December Two Thousand Sixteen
PRESENT

The Hon`ble Mr.Justice A.M.BASHEER AHAMED

CRL OP(MD) No.22606 and 22607 of 2016

MADASAMY

... PETITIONER / ACCUSED NO.2
IN CRL OP(MD).22606/2016

PARTHASARATHI

... PETITIONER / ACCUSED NO.1
IN CRL OP(MD).22607/2016

Vs

THE SUB INSPECTOR OF POLICE
VIKKARAMANGALAM POLICE STATION
IN CRIME NO.163 OF 2016

... RESPONDENT / COMPLAINANT
IN BOTH PETITIONS.

For Petitioners: M/S.P.VIJAY RAGHAVAN, Advocate for A2
in Crl OP(MD).22606/2016
M/S.N.ANNADURAI, Advocate for A1
in Crl OP(MD).22607/2016

For Respondent : M/S.P.KANDASAMY, Govt. Advocate (Crl. Side)
IN BOTH PETITIONS

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

ORDER : The Court Made the following order :-

The petitioners, who are arrayed as A2 and A1 respectively, were arrested and remanded to judicial custody on 07.11.2016 for the alleged offence punishable under Section 398 of IPC., in Crime No.163 of 2016, on the file of the respondent police, seek bail.

2. The learned counsel appearing for the petitioners would submit that the petitioners / A1 and A2 are innocent and they have not committed any offence and they have been falsely implicated in this case.

3. The case of the prosecution is that on 06.11.2016 at about 10.45 hrs, while the respondent police is in patrol, on seeking the police, the petitioners ran away and they caught hold by the respondent, on enquiry, they admitted that they planned to rob and further respondent police also recovered a sword and aruval from the petitioners.

4. The learned Government Advocate (crl.side) for the respondent would submit that there are two accused in this case and the petitioners are A2 and A1 respectively. There are



previous cases against the petitioners. He would further submit that earlier, the petitioners were involved in murder case and bomb blast case and in those cases, the petitioners were released on bail and therefore, strongly objected for granting bail to the petitioners.

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5. Considering the facts and circumstances of the case, this Court is not inclined to grant bail to the petitioners. Accordingly, this petitions are dismissed.

sd/-

05/12/2016

/ TRUE COPY /

Sub-Assistant Registrar (C.S.2)

TO

1 THE SUB INSPECTOR OF POLICE
VIKKARAMANGALAM POLICE STATION

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

3 THE SUPERINTENDENT
CENTRAL PRISON, MADURAI.

+1. CC to M/S.P.VIJAY RAGHAVAN Advocate SR.No.79555

ORDER

IN

CRL OP(MD) No.22606

AND 22607 of 2016

Date :05/12/2016

ANR/CK/08.12.2016/2P/5C